FEDERAL REGISTER

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Title 7—AGRICULTURE

Chapter I—Agricultural Marketing Service (Standards, Inspections, Marketing Practices), Department of Agriculture

PART 68—REGULATIONS AND STANDARDS FOR INSPECTION AND CERTIFICATION OF CERTAIN AGRICULTURAL COMMODITIES AND PRODUCTS THEREOF

United States Standards for Beans

On May 19, 1959, a notice of proposed rule making was published in the FEDERAL REGISTER (24 F.R. 4031) regarding proposed amendments to the United States Standards for Beans (7 CFR 68.101–68.103). A supplemental notice was published in the FEDERAL REGISTER on June 5, 1959 (24 F.R. 4597), providing for certain changes in § 68.103. Consideration has been given to information received in writing and to other information available in the United States Department of Agriculture regarding the proposed amendments. Based upon this information and pursuant to the authority contained in the Agricultural Marketing Act of 1946, as amended (7 U.S.C. 1621 et seq.), the United States Standards for Beans are amended as follows:

1. In § 68.101 *Terms defined,* redesignate paragraphs (s), (t), and (u) of this section as paragraphs (t), (u), and (v), respectively, and add a new paragraph (s) to read as follows:

(s) *Good natural color.* Good natural color as applied to the general appearance of beans shall mean that the beans in mass are practically free from discoloration and have the natural color and appearance of the class of beans that predominates in the sample.

2. In § 68.102 *Principles governing application of standards,* change paragraphs (b) and (c) of this section to read as follows:

(b) *Percentages.* All percentages shall be determined upon the basis of weight. The percentage of moisture shall be stated in terms of whole and half percents. A fraction of a percent of moisture when equal to or greater than one-half shall be stated as one-half percent and when less than one-half shall be disregarded.

(c) *Moisture.* Moisture content shall be ascertained by the air-oven method for beans prescribed by the United States Department of Agriculture as described in Service and Regulatory Announcements No. 147 (1959 Revision) of the Agricultural Marketing Service, or ascertained by any method which gives equivalent results.

3a. In § 68.103 *Grades, grade requirements and grade designations,* change footnote 3 in paragraph (a) of this section to read as follows:

[3] The beans in the grades U.S. No. 1 and U.S. No. 2 of the classes Yelloweye beans and Old Fashioned Yelloweye beans may contain an additional 5.0 percent of classes that blend when such additional percentage consists of white beans which are similar in size and shape to the Yelloweye beans or Old Fashioned Yelloweye beans.

b. In the table in paragraph (c) of this section change the maximum limits of "Defects consisting of splits, damaged beans, contrasting classes, and foreign material" in the column headed "Total" to 3.0 percent for grade U.S. No. 1, 5.0 percent for grade U.S. No. 2, and 7.0 percent for grade U.S. No. 3.

c. In paragraph (h), subparagraph (1) *Handpicked beans,* subdivision (i) *Requirements* of this section, delete the word "Pinto" from the exception.

d. In paragraph (h), subparagraph (1) *Handpicked beans,* subdivision (ii) *Grade designation* of this section change subdivision (*a*) *Choice handpicked* to read as follows:

(*a*) *Choice handpicked.* Handpicked beans of all classes to which the special grade "Handpicked" applies, except the class "Pinto beans", which meet the grade requirements of grade U.S. No. 1 and which do not contain more than 1.5 percent "total defects", and Pinto beans which meet the grade requirements of grade U.S. No. 1 and which do not contain more than 2.0 percent "total defects", shall be graded and designated as "U.S. Choice Handpicked." Such designation shall precede the name of the class.

(Sec. 205, 60 Stat. 1090, as amended; 7 U.S.C. 1624)

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FEDERAL REGISTER

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The amendments incorporate certain changes in the Standards for Beans which were made subsequent to the notices of rule making published in the FEDERAL REGISTER on May 19 and June 5, 1959. These changes were based on comments received pursuant to the notices, and it does not appear that further notice and public participation in rule making procedure would make additional information available to the Department. The amendments to the standards should be made effective for the 1959 crop which will start to move to market about September 1, 1959. Therefore, under section 4 of the Administrative Procedure Act (5 U.S.C. 1003), it is found upon good cause that further notice and other public procedure with respect to the amendments are impracticable and unnecessary and good cause is found for making them effective less than 30 days after publication in the FEDERAL REGISTER.

The foregoing amendments to the United States Standards for Beans shall become effective September 1, 1959.

Issued at Washington, D.C., this 18th day of August 1959.

ROY W. LENNARTSON,
Deputy Administrator.

[F.R. Doc. 59-6969; Filed, Aug. 20, 1959; 8:50 a.m.]

Chapter III—Agricultural Research Service, Department of Agriculture

PART 301—DOMESTIC QUARANTINE NOTICES

Subpart—Soybean Cyst Nematode

VIRGINIA

On June 6, 1959, there were published in the FEDERAL REGISTER (24 F.R. 4635) notices of public hearing and of proposed rule making concerning the quarantining of the State of Virginia because of the soybean cyst nematode.

After public hearing and due consideration of all relevant matters presented pursuant to the notices, and under the authority of sections 8 and 9 of the Plant Quarantine Act of 1912, as amended, and section 106 of the Federal Plant Pest Act (7 U.S.C. 161, 162 150ee), notice of quarantine relating to the soybean cyst nematode (7 CFR 1958 Supp. § 301.79) is hereby amended by deleting the word "and" before the word "Tennessee" therein, and by adding the words "and Virginia" after the word "Tennessee."

(Sec. 9, 37 Stat. 318, sec. 106, 71 Stat. 32; 7 U.S.C. 162, 150ee. Interprets or applies sec. 8, 37 Stat. 318, as amended; 7 U.S.C. 161; 19 F.R. 74, as amended)

This amendment shall become effective August 21, 1959.

The purpose of this amendment is to include the State of Virginia within the area quarantined because of the soybean cyst nematode, the pest having been recently discovered in certain parts of that State. Supplementary administrative instructions are being issued concurrently to place under regulation premises and localities in the State infested with the soybean cyst nematode.

This amendment should be effective as soon as possible in order to be of maximum benefit in preventing the spread of the soybean cyst nematode. Accordingly, under section 4 of the Administrative Procedure Act (5 U.S.C. 1003), good cause is found for making it effective less than 30 days after publication in the FEDERAL REGISTER.

Done at Washington, D.C., this 18th day of August 1959.

M. R. CLARKSON,
Acting Administrator,
Agricultural Research Service.

[F.R. Doc. 59-6957; Filed, Aug. 20, 1959; 8:49 a.m.]

[P.P.C. 624, 4th Rev.]

PART 301—DOMESTIC QUARANTINE NOTICES

Subpart—Soybean Cyst Nematode

REVISION OF ADMINISTRATIVE INSTRUCTIONS DESIGNATING REGULATED AREAS

Pursuant to § 301.79-2 of the regulations supplemental to the soybean cyst nematode quarantine (7 CFR 301.79-2), under sections 8 and 9 of the Plant Quarantine Act of 1912, as amended, and section 106 of the Federal Plant Pest Act (7 U.S.C. 161, 162, 150ee), administrative instructions appearing as 7 CFR 301.79-2a, as amended (24 F.R. 879, 3955), are hereby revised to read as follows:

§ 301.79-2a Administrative instructions designating regulated areas under the soybean cyst nematode quarantine.

Infestations of the soybean cyst nematode have been determined to exist in the counties, other civil divisions, farms, and other premises, or parts thereof, listed below, or it has been determined that such infestation is likely to exist therein, or it is deemed necessary to regulate such localities because of their proximity to infestation or their inseparability for quarantine enforcement purposes from infested localities. Accordingly, such counties, other civil divisions, farms, other premises, and parts thereof, are hereby designated as soybean cyst nematode regulated areas within the meaning of the provisions in this subpart:

ARKANSAS

Crittenden County. The irregular portion on the eastern boundary of the county between the Mississippi River levee and the indeterminate Arkansas-Tennessee State line, bounded on the north by the Crittenden-Mississippi County line and on the south by an east-west line projected from the levee to the State line, lying one mile south of the intersection of a graded road and the levee at the head of Wapanocca Bayou.

The property known as the Clarence Williams Farm, located in sec. 22, T. 5 N., R. 8 E.

Mississippi County. The irregular portion on the eastern boundary of the county lying between the Mississippi River levee and the indeterminate Arkansas-Tennessee State line.

That area bounded on the north by the Arkansas-Missouri State line; and further bounded by a line beginning at the intersection of the Mississippi River levee and Arkansas-Missouri State line and extending southward along said levee to U.S. Highway 61, thence due north along U.S. Highway 61 to its intersection with State Highway 158, thence due west along State Highway 158 to its intersection with State Highway 181, thence due north along State Highway 181 to the western boundary line of sec. 30, T. 15 N., R. 10 E., thence continuing due north along the western boundary lines of secs. 30, 19, 18, 7, and 6, T. 15 N., R. 10 E., and secs. 31, 30, and 19, T. 16 N., R. 10 E., to the Arkansas-Missouri State line.

All of sec. 24, T. 13 N., R. 10 E.

All of the property owned by Mrs. Charles Hale in sec. 19, T. 11 N., R. 11 E.

All the property owned by J. K. Hampson in sec. 19, T. 11 N., R. 11 E.

That portion of secs. 20 and 21, T. 12 N., R. 11 E., lying west of the Mississippi River levee.

All of the property owned by Mrs. R. C. Bryan, and all of the property owned by C. L. Whistle in sec. 13, T. 12 N., R. 10 E.

KENTUCKY

Fulton County. That portion of the N½ sec. 22, T. 1 N., R. 4 W., owned by Jesse McNeill and King McNeill.

That portion of the Norman Sutton farm lying between the levee and the Mississippi River, in sec. 12, T. 1 N., R. 7 W.

The property owned and operated by George Townsend, located 5 miles east of Hickman, this tract of land being the N½ of SW¼ of sec. 23, T. 1 N., R. 4 W.

The property of John E. Vaughn, consisting of 379 acres located in the S½ of sec. 7

and in the northern part of sec. 18, R. 6 W., T. 1 N.

The property of Mrs. Tom H. McMurry, consisting of 240 acres located in the SE¼ and E½ of SW¼ of sec. 22, T. 1 N., R. 4 W.

All of the area known as the detached portion of Fulton County.

All of Island No. 8 in the Mississippi River.

MISSISSIPPI

De Soto County. That portion of secs. 28, 29, 31, and 32, T. 2 S., R. 10 W., lying between the Mississippi River levee and the Mississippi-Arkansas State line.

MISSOURI

Dunklin County. The property owned and operated by Martis Overby, located in the E½ of sec. 23, T. 16 N., R. 7 E.

The property owned by H. O. Thrasher and operated by Charles Williams, being the NE¼ of the NE¼ of sec. 23, T. 16 N., R. 7 E.

New Madrid County. That portion of the county lying east and south of a line beginning at a point where State Highway B intersects the Pemiscot-New Madrid County line, and extending north approximately two and one-half miles to the E. B. Gee Cotton Gin corner, and thence northwestward on a gravel road, continuing northwestward to No. 1 drainage ditch, thence northeast along the No. 1 drainage ditch to the point where it intersects U.S. Highway 62 and thence east to the point where U.S. Highway 62 intersects U.S. Highway 61 and thence east on the section line common to secs. 12 and 13, T. 22 N., R. 13 E., and continuing directly east to the Mississippi River.

The property owned by H. E. Hunter and operated by T. C. Wiley, Claudie Harris, M. B. Young, and Roosevelt Walker, located on the north and south sides of a dirt road, at a point approximately 0.6 mile west of the junction of this dirt road with U.S. Highway 61 at Ristine.

Pemiscot County. That portion of the county lying east and south of a line beginning at a point where State Highway B intersects the Pemiscot-New Madrid County line, and extending southward along State Highway B to the point where it joins State Highway 84; thence west along State Highway 84 to a point where the highway joins State Highway C; thence southward along State Highway C to the point where it meets State Highway F; thence due south to the point where it intersects the Missouri-Arkansas State line.

The property owned and operated by Royal Sanders, being the N½ of sec. 24, and SW¼ of sec. 13, T. 17 N., R. 10 E.

Stoddard County. The property owned by Earnest Kellett and operated by Bern Abernathy, being the W½NE¼ sec. 16, T. 27 N., R. 12 E.

NORTH CAROLINA

Camden County. The property owned by Woodson Farrill and operated by Vernon Brown, located 1 mile east of Shiloh on the west side of a paved road connecting State Highway 343 and Riddle; the property being at a point 0.4 mile north of the junction of this paved road and State Highway 343.

The property owned and operated by Frank Sawyer, located at Tar Corner north of the Sharon-Tar Corner and the Moyock-Tar Corner road intersection.

The property owned by Dr. J. B. Sawyer and operated by J. W. Forbes, located on the east side of the Shawboro-Old Trap Road 0.1 mile south of Cow Creek, and 0.1 mile east of the Shawboro-Old Trap Road just north of a graded and drained road.

The property owned and operated by Mack L. Sawyer, located 0.3 mile west of Pearceville and 0.1 mile north of South Mills-Pearceville highway on both sides of a stone surfaced road.

Currituck County. The property owned by P. P. Gregory and operated by Charlie Anderson, located on the east side of the Shawboro-Old Trap Road 0.4 mile north of Indiantown Creek.

Gates County. That portion of the county bounded by a line beginning at a point where State Highway 32 crosses the North Carolina-Virginia State line, thence east along the State line to the Camden County line, thence in a southwesterly direction along the west edge of the Great Dismal Swamp to a point 1.4 miles east of Corapeake on Corapeake Highway, thence along said Highway in a westerly direction to Corapeake, thence along State Highway 32 from Corapeake to the Virginia State line, the point of beginning, excluding the corporate limits of Corapeake.

New Hanover County. That area bounded by a line beginning at the North East Cape Fear River Bridge on A.C.L. Railroad and extending southward along said railroad to Prince George Creek, thence along said creek westward to U.S. Highway 117, thence southward along U.S. Highway 117 to a drain ditch approximately one-tenth mile south of the entrance to the North Carolina Vegetable Research Station, thence in a northwesterly direction to the point where Prince George Creek empties into the North East Cape Fear River, thence upstream following said river to said A.C.L. Railroad bridge.

The area bounded by a line beginning at a point where the A.C.L. Railroad crosses Smith Creek and extending northeast along said railroad to its junction with State Highway 132, thence southeast along State Highway 132 to its junction with Smith Creek, thence west along said Creek to the A.C.L. Railroad bridge, the point of beginning, excluding all of New Hanover County Airport.

The property owned and operated by W. A. Buck, located on the west side of U.S. Highway 117, across from Wrightsboro school and approximately 1,400 feet north of the intersection of U.S. Highway 117 and Winter Park-Wrightsboro Road.

The property owned and operated by H. C. Johnson, located on the northeast side of Gordon Road 0.6 mile northwest of the intersection of Gordon Road and U.S. Highway 17.

The property owned and operated by J. D. Murray, located at the end of Murrayville Road 2.2 miles from its intersection with Winter Park-Wrightsboro Road.

The property located at the west end of Chair Road, owned and operated by the Peschau Estate.

The property owned and operated by A. G. Seitter, Sr., located on the west side of U.S. Highway 117 and approximately 50 feet north of the junction of U.S. Highway 117 and Winter Park-Wrightsboro Road.

The property, consisting of two fields, owned and operated by D. Swart and Sons, located 1.3 miles south of the intersection of Skippers Corner Road and Atlantic Coastline Railroad and approximately 1 mile east of U.S. Highway 117.

The property owned and operated by Alex Trask, located west of Blue Clay Road and beginning at a point approximately 1,000 feet north of the intersection of Blue Clay Road and Winter Park-Wrightsboro Road and extending northward along Blue Clay Road for approximately 1,400 feet to a ditch separating the Trask and Cox properties.

The property owned and operated by Alex Trask, located on the north side of Murrayville Road and east of State Highway 132 at the intersection of these two roads.

The property owned and operated by Raiford Trask, located on the west side of Blue Clay Road 0.3 mile north of Wrightsboro.

The property owned and operated by Raiford Trask as a packing and storage area, located just south of Wrightsboro Station on the west side of A. C. L. Railroad.

Pasquotank County. The property owned by Everette L. Brothers and operated by George Hewett, located on the west side of the Pasquotank River, approximately 1.7 miles west of the bridge where U.S. Highway 17 crosses the Pasquotank River.

The two properties owned by Hubert Cartwright and operated by Elbert Bray, located 0.2 mile north of Knobbs Creek and 1 mile east of the Knobbs Creek Berea Baptist Church Bridge, east of a stone surfaced road.

The property owned by Carlton Dozier and operated by Elbert Bray, located 0.4 mile north of Knobbs Creek and 0.8 mile east of the Knobbs Creek Berea Baptist Church Bridge, west of a stone surfaced road.

The property owned and operated by Moody Meads, located 4.1 miles southeast of Nixonton and 1 mile east of Eureka Pilgrim Church on the northwest side of the unnumbered paved road on which that church is located.

The property owned and operated by John Owens, located 1.3 miles south of Elizabeth City city limits, 0.8 mile east of Pear Tree Road extension and on the south side of the street on a surfaced road that begins 0.8 mile south of U.S.N. Air Facility Railroad crossing.

The property owned by Alfred Turner and operated by Ike Harris, located 0.4 mile north of Knobbs Creek and 1.7 miles east of Knobbs Creek Berea Baptist Church Bridge, north and east of the bend in an unnumbered paved road.

The property owned by Buck Turner and operated by Ike Harris, located 0.5 mile north of Knobbs Creek and 1.4 miles east of the Knobbs Creek Berea Baptist Church Bridge west of a stone surfaced road.

Pender County. That area bounded by a line beginning at a point where State Highway 210 crosses the Northeast Cape Fear River, thence in a southeasterly direction along said river to its junction with the Clayton Creek; thence in a southeasterly direction along said creek to its end; thence following a straight line in a northerly direction to State Highway 210 at a point where a graded and drained road intersects with State Highway 210, said intersection being 1.4 miles east of U.S. Highway 117; thence along State Highway 210 in an easterly direction to its point of beginning.

The property owned and operated by Mike Boryk, located on the west side of Burgaw-Long Creek Road 0.2 mile south of Burgaw city limits.

The property owned and operated by P. Brack, known as Marlboro Farm, located on the west side of U.S. Highway 117, approximately 0.7 mile north of Paul's Place. Also, that property owned and operated by P. Brack adjoining Marlboro Farm on the south.

The property owned and operated by Arnold Clark, located on the west side of Kelly Road at the junction of State Highway 210 and Kelly Road with State Highway 40.

The property owned and operated by Henry Clark, located at the intersection of Kelly Road and State Highway 210, being on the north side of State Highway 210 and the east side of Kelly Road, approximately 500 feet north of the intersection of Kelly Road and State Highway 40.

The property owned and operated by Henry Clark, located on the south side of State Highway 40 and 0.2 mile southeast of Bell's Crossroads.

The property owned and operated by Dr. J. D. Freeman, located on the south side of State Highway 210, 1.8 miles east of Northeast Cape Fear River.

The property owned and operated by P. Katalinic, located on the east and west side of U.S. Highway 117 at the junction of Stag Park Road and U.S. Highway 117.

The property owned and operated by W. B. Keith, located on the west side of Clarks Landing Loop Road and one mile southwest of Bell's Crossroads.

The property owned and operated by W. E. Motley, located on the east side of Kelly Road 1.1 miles northeast of the junction of Kelly Road and State Highway 40.

The property owned and operated by Paul Paskas, located approximately 1.9 miles west of Paul's Place and 0.3 mile north of State Highway 40.

The property owned and operated by C. Heide Trask heirs, located on the north side of State Highway 210, 1.6 miles east of U.S. Highway 117.

The two properties owned and operated by C. Heide Trask heirs, located on the south side of State Highway 210 and 1.5 miles west of the junction of U.S. Highway 117 and State Highway 210.

The property owned and operated by Boney Wilson, located on the southwest side of State Highway 210 and approximately 0.2 mile northwest of Clark's Landing Highway.

Perquimans County. The property owned and operated by L. R. Stalling located on the west side of the Nicanor-Morgans Corner road 1.1 miles southwest of the Perquimans-Pasquotank County line.

TENNESSEE

Dyer County. All of the county except Civil Districts 1, 7, 8, and 9.

Gibson County. Civil Districts 10 and 24.

Haywood County. The farm owned by Jack Savage Gause, also known as the Old Nail Place, consisting of 221 acres, located in Civil District 11 on the northside of the Nutbush-Durhamville Road, 2.1 miles southwest of the intersection at Nutbush of Haywood County Road 8051 and State Highway 19.

Lake County. The entire county.

Lauderdale County. Civil Districts 4, 5, 8, 9, 12, and 13; and that part of Civil District 11 consisting of a 40-acre farm, owned by Mrs. Dezzie Mae Clark, known as the Old Hunt Farm on county Highway 8045, 1.2 miles southwest of the junction of county Highway 8045 with State Highway 19.

Obion County. All Civil Districts except 1, 2, 7, and 16.

Shelby County. That part of Shelby County known as President's Island.

Tipton County. That part of Civil District 3 consisting of a 57-acre farm owned by Herbert E. Baskin, known as the Old Jack Baskin place, located on the west side of Turkey Scratch Road, 2.2 miles southeast of R. M. Burlison's store. This store is located 2 miles west of Burlison Post Office on Highway 59.

That part of Civil District 3 consisting of a 70-acre farm owned by Mrs. O. H. Blankenship, known as the Old John Yount place, located on the west side of Turkey Scratch Road, 2.3 miles southeast of R. M. Burlison's store. This store is located 2 miles west of Burlison Post Office on Highway 59.

VIRGINIA

Nansemond County. That portion of the county bounded by a line beginning at the junction of State Roads 32 and 678 and extending east on State Road 678 to the western boundary of the property owned and operated by E. Hurley Brinkley, thence north and east along the boundaries of said property and continuing east along the northern boundary of the property owned and operated by Willie C. Knight to State Road 604; thence south on State Road 604 to the northern boundary of the property owned and operated by Raymond R. Brinkley; thence east along the northern boundary of said property to the Dismal Swamp; thence south along the Dismal Swamp to the North Carolina-Virginia State line; thence west along the State line to State Road 32, thence northward to the point of beginning.

That portion of the county bounded by a line beginning at the junction of State Road 616 and the Nansemond-Isle of Wight County line; thence southeast to the junction of State Road 615; thence north along State Road 615 following the west and northern boundaries of the properties owned and operated by C. E. Daughtery and Jasper W. Daughtery; thence along the western and northern boundaries of the property owned and operated by Frank Holland and Mary L. Holland to the eastern boundary of this property; thence along the eastern boundary of the property owned and operated by Lydia and J. E. Griffin to State Road 189; thence east along State Road 189 and south along the eastern boundaries of the properties owned and operated by James E. Rawls and Washington Brown to State Road 616; thence across State Road 616 to include the entire property owned and operated by Clifford D. Holland; and thence from the junction of the northern boundary of said farm and State Road 616 northwest along State Road 616 to the property owned by Helen I. Lawrence and operated by Michael Carter; thence along the eastern and southern boundaries of said property to State Road 189; thence along State Road 189 to include all of the property owned by R. Kermit Saunders and operated by Leo Saunders on both sides of said road; thence in a northerly direction to the junction of State Roads 615 and 618; thence west along State Road 618 to the Nansemond-Isle of Wight County line; thence northeast along said county line, including that portion of the property owned by Carlton L. Cutchin and operated by Elmer Darden in Isle of Wight County to the point of beginning.

The property owned and operated by Percy L. Artic located on State Road 679, one mile southeast of the junction of State Road 189.

The property owned and operated by Hurley B. Aswell and the property owned and operated by Gurney C. Hare, located at the junction of State Roads 642 and 673, and the adjacent property owned by the M. Gay Taylor Estate and Priscilla Vann and operated by Bernard Knight on State Road 673.

The property owned by Rudolph C. Badger and operated by Arran K. Morriss, located at the junction of State Roads 642 and 674.

The property owned and operated by Shirley M. Baines, located on the east side of State Road 642 at the northern junction of State Roads 642 and 678, and the adjoining property to the east owned and operated by Pearl Brinkley.

The property owned by J. M. Brinkley and operated by Eddie A. Kelly, located on the west side of State Road 32, one-quarter mile north of the junction of State Roads 678 and 32.

The properties owned by Reginald E. Brothers, Carrie B. Knight and Willie C. Knight and operated by Willie C. Knight, located at the junction of State Roads 675 and 642.

The property owned by Robert D. Butler and operated by Moody G. Gardner, located on the east side of State Road 614 at the Nansemond-Isle of Wight County line.

The property owned and operated by W. H. Howell, located 0.5 mile southwest of the village of Ellwood.

The property owned by Elliott L. Johnson and operated by Jesse F. Johnson, located on both sides of U.S. Highway 58 at the Nansemond-Isle of Wight County line including that portion extending into Isle of Wight County and the adjoining property on the southeast owned and operated by Jasper Daughtery, Jr.

The property owned by Ruby Parker Jones and operated by Lawrence E. Holland and the property owned and operated by Lawrence F. Jones, located at the junction of State Roads 666 and 615.

The property owned by Eddie A. Kelly and operated by Willie and William Mathias, located on State Road 678 one mile west of its junction with State Road 32.

The property owned by Rachel Lassiter and operated by Vernon Lassiter, located on State Road 674, 0.5 mile east of the Atlantic Coast Line Railroad tracks.

The property owned and operated by Linwood Parker, located on State Road 604, 0.5 mile southeast of State Road 642.

The property owned by Dr. W. John Norfleet and operated by J. C. Britton, and the property owned by David L. Rawles, Jr. and operated by Augusta B. Nickols, located at the junction of State Roads 616 and 664.

The property owned by the W. Joe Smith Estate and operated by Gerald Rountree and C. C. Adams, located at the junction of State Roads 612 and 664 and lying on the southwest side of State Road 612.

The property owned by Lonnie J. Wilkins and operated by Lonnie J. Wilkins and James A. Marcum, located at the junction of State Roads 612 and 661 and lying on the west side of State Road 612.

(Sec. 9, 37 Stat. 318, sec. 106, 71 Stat. 33; 7 U.S.C. 162, 150ee. Interprets or applies sec. 8, 37 Stat. 318, as amended; 7 U.S.C. 161; 19 F.R. 74, as amended, 7 CFR 301.79-2)

The foregoing administrative instructions shall become effective August 21, 1959, and shall supersede those contained in P.P.C. 624, 3d Rev., effective February 6, 1959, as amended effective May 15, 1959 (7 CFR 301.79-2a; 24 F.R. 879, 3955).

This revision places under regulation for the first time areas within the State of Virginia, involving two circumscribed areas and 24 individual farms. It also adds to the areas now regulated in Arkansas, Kentucky, North Carolina, and Tennessee.

These revised instructions should be made effective as soon as possible with respect to the newly regulated areas in order to be of maximum benefit in preventing the interstate spread of the soybean cyst nematode. Accordingly, pursuant to section 4 of the Administrative Procedure Act (5 U.S.C. 1003), it is found upon good cause that notice and other public procedure with respect to these instructions are impracticable and unnecessary, and good cause is found for making the effective date thereof less than 30 days after publication in the FEDERAL REGISTER.

Done at Washington, D.C., this 18th day of August 1959.

[SEAL] E. D. BURGESS,
Director,
Plant Pest Control Division.

[F.R. Doc. 59-6956; Filed, Aug. 20, 1959; 8:49 a.m.]

Chapter VII—Commodity Stabilization Service (Farm Marketing Quotas and Acreage Allotments), Department of Agriculture

[Amdt. 2]

PART 729—PEANUTS

Allotment and Marketing Quota Regulations for 1959 and Subsequent Crops

Basis and purpose. The amendment contained herein is issued pursuant to the Agricultural Adjustment Act of 1938, as amended (7 U.S.C. 1281 et seq.), for the purpose of revising the Allotment and Marketing Quota Regulations for Peanuts of the 1959 and Subsequent Crops (23 F.R. 8515, 24 F.R. 2677) to announce the basic rate of marketing quota penalty applicable to the marketing of excess peanuts of the 1959 crop. As the marketing of 1959 crop peanuts is beginning in some peanut-producing

States and as this amendment announces the basic rate of marketing quota penalty applicable to 1959 crop peanuts produced on acreage in excess of farm allotments, this amendment should be made effective as soon as possible. Accordingly, it is hereby determined and found that compliance with the notice, public procedure and effective date requirements of the Administrative Procedure Act (5 U.S.C. 1001–1011) is impracticable and contrary to the public interest and the amendment specified below shall become effective upon the filing of this document with the Director, Division of the Federal Register.

The Allotment and Marketing Quota Regulations for Peanuts of the 1959 and Subsequent Crops (23 F.R. 8515, 24 F.R. 2677) are hereby amended as follows:

Section 729.1050(a) is amended by adding a sentence thereto reading: "The basic support price for peanuts for the marketing year beginning August 1, 1959, and ending July 31, 1960, is $193.50 per ton or 9.67 cents per pound and, therefore, the basic penalty rate for the 1959 crop of peanuts is 7.2 cents per pound."

(Sec. 375, 52 Stat. 38, 66, as amended; 7 U.S.C. 1375. Interpret or apply sec. 373, 52 Stat. 38, 65, as amended; secs. 358, 359, 55 Stat. 88, 90, as amended; 7 U.S.C. 1373, 1358, 1359)

Done at Washington, D.C., this 18th day of August 1959.

WALTER C. BERGER,
Administrator,
Commodity Stabilization Service.

[F.R. Doc. 59-6971; Filed, Aug. 20, 1959; 8:51 a.m.]

Chapter IX—Agricultural Marketing Service (Marketing Agreements and Orders), Department of Agriculture

PART 909—ALMONDS GROWN IN CALIFORNIA

Salable and Surplus Percentages for Crop Year Beginning July 1, 1959

Notice was published in the FEDERAL REGISTER on July 28, 1959 (24 F.R. 6005), that there was under consideration a proposed rule to establish certain control percentages for almonds grown in California applicable during the marketing year beginning July 1, 1959. The proposed percentages were based on recommendations of the Almond Control Board and other available information, in accordance with the applicable provisions of Marketing Agreement No. 119, as amended, and Order No. 9, as amended (7 CFR Part 909) regulating the handling of almonds grown in California effective under the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674).

The notice afforded interested persons opportunity to file data, views, or arguments with the Department for consideration prior to establishment of the percentages. Three such communications have been received suggesting that the proposed surplus percentage be reduced by making provision for a greater trade demand than the 48 million pounds estimated. Such amount, however, allows for an approximate 26 percent increase in trade demand over the average of recent years.

The Crop Reporting Board estimate of California almond production has been revised downward from 72,000 tons in July to 70,000 tons in August. On the basis of the latest estimate, it is necessary to increase the proposed salable percentage to 70 percent and reduce the surplus to 30 percent in order to provide for the estimated trade demand and carryover requirements set forth in the proposed rule.

After consideration of all relevant matters presented, including other information available, it is hereby found that to establish the salable and surplus percentages hereinafter set forth, applicable to California almonds during the 1959–60 crop year, will tend to effectuate the declared policy of the act.

Therefore, it is ordered, That the salable and surplus percentages for almonds received by handlers for their own accounts during the 1958–59 crop year shall be as follows:

§ 909.209 Salable and surplus percentages for almonds during the crop year beginning July 1, 1959.

The salable and surplus percentages during the crop year beginning July 1, 1959, applicable to the total kernel weight of almonds received by handlers for their own accounts, shall be 70 percent and 30 percent, respectively.

It is hereby further found that good cause exists for not postponing the effective date of this order later than the date of its publication in the FEDERAL REGISTER (5 U.S.C. 1001–1011) for the reasons that: (1) The percentages hereby established apply to all almonds received by handlers for their own accounts during the crop year which began July 1, 1959, and such receipts have already begun; (2) since the percentages of the 1958–59 crop year continue in effect until percentages are established for the 1959–60 crop year and the withholding requirements for almonds received or handled during the 1959–60 crop year are then required to be adjusted to the new percentages, such new percentages should be made effective promptly so as to minimize such adjustments; (3) prompt establishment of these percentages provides a basis for negotiation and settlement between handlers and growers; (4) handlers are aware of the proposal to establish control percentages for the current crop year; and (5) compliance with obligations imposed by the percentages herein established will require no special advance preparation on the part of handlers.

(Sec. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674)

Dated: August 17, 1959, to become effective upon publication in the FEDERAL REGISTER.

S. R. SMITH,
Director,
Fruit and Vegetable Division.

[F.R. Doc. 59-6970; Filed, Aug. 20, 1959; 8:51 a.m.]

Title 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket 7272 c.o.]

PART 13—DIGEST OF CEASE AND DESIST ORDERS

Comstock Chemical Co., Inc., et al.

Subpart—*Advertising falsely or misleadingly:* § 13.20 *Comparative data or merits;* § 13.70 *Fictitious or misleading guarantees;* § 13.85 *Government approval, action, connection or standards;* § 13.110 *Indorsements, approval, and testimonials;* § 13.170 *Qualities or properties of product or service;* § 13.190 *Results;* § 13.205 *Scientific or other relevant facts;* § 13.235 *Source or origin:* Maker or seller, etc. Subpart—*Claiming or using indorsements or testimonials falsely or misleadingly;* § 13.330 *Claiming or using indorsements or testimonials falsely or misleadingly.*

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45) [Cease and desist order, Comstock Chemical Company, Inc., et al., New York, N.Y., Docket 7272, July 9, 1959]

In the Matter of Comstock Chemical Company, Inc., a Corporation, David L. Ratke, and Herman Liebenson, Individually and as Officers of Said Corporation, and Monroe Caine, an Individual

This proceeding was heard by a hearing examiner on the complaint of the Commission charging New York City distributors with advertising falsely the quality, composition, characteristics, performance, endorsement, and guarantee of a chemically impregnated cleaning and polishing mitt for automobiles designated "Roll-A-Shine", by such statements, among others as that the mitt had been developed by General Electric Company, had been used, tested, and approved by the Army and Navy and endorsed by Readers Digest, was unconditionally guaranteed for three years and would last three years, etc.

After acceptance of an agreement containing a consent order, the hearing examiner made his initial decision and order to cease and desist which became on July 9 the decision of the Commission.

The order to cease and desist is as follows:

It is ordered, That respondents Comstock Chemical Company, Inc., a corporation, and its officers, and David L. Ratke and Herman Liebenson, individually and as officers of said corporation, and Monroe Caine, an individual, and their agents, representatives and employees, directly or through any corporate or other device, in connection with the offering for sale, sale or distribution of a mitt or cloth impregnated with a silicone and a wax or any substantially similar product, in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from directly or indirectly representing:

1. That use of said products eliminates automobile waxing, washing or polishing forever; or that said products are a substitute for, or eliminate, the need for waxing, washing or polishing automobiles for a period of time or to an extent greater than that actually afforded by said products.

2. That said products have been endorsed or approved by Reader's Digest magazine; or that said products have been endorsed or approved by any other person, firm or corporation, unless such is the fact.

3. That a single treatment with said products imparts to the user's automobile a lustrous, rust-proof, protective coating durable for a period of six months; or that said products will provide a lustrous, rust-proof, or protective coating or finish to the object to which applied for a period of time greater than that actually provided.

4. That the finish or coating imparted by said products to the object to which applied is more durable than the finish or coating imparted by wax.

5. That the finish or coating imparted by said products to the object to which applied will withstand and be unaffected by the elements of weather.

6. That the finish or coating imparted by said products to the object to which applied will be unaffected by or impenetrable to grease, grime or other substances harmful to the finish of said objects.

7. That the protective coating imparted by said products to the object to which applied renders chrome rust-proof.

8. That said products were discovered or developed by the General Electric Company of Schenectady, New York; or that said products were developed by any other person, firm or corporation, unless such is the fact.

9. That said products have been tested, used or approved by the United States Army or the United States Navy; or that said products have been tested, used or approved by any other military or public organization, unless such is the fact.

10. That said products are guaranteed unless the nature and extent of the guarantee and the manner in which the guarantor will perform thereunder are clearly and conspicuously disclosed.

11. That the amount, quantity, or size of a single unit of sale of said products is sufficient to provide the advertised or otherwise represented kind of service or performance for a period of time greater than will be in fact so provided when subjected to normal usage in the manner and for the purposes advertised or represented.

By "Decision of the Commission", etc., report of compliance was required as follows:

It is ordered, That the respondents herein shall within sixty (60) days after service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with the order to cease and desist.

Issued: July 10, 1959.

By the Commission.

[SEAL] ROBERT M. PARRISH, *Secretary.*

[F.R. Doc. 59-6942; Filed, Aug. 20, 1959; 8:46 a.m.]

Title 21—FOOD AND DRUGS

Chapter I—Food and Drug Administration, Department of Health, Education, and Welfare

SUBCHAPTER B—FOOD AND FOOD PRODUCTS

PART 19—CHEESES; PROCESSED CHEESES; CHEESE FOODS; CHEESE SPREADS, AND RELATED FOODS; DEFINITIONS AND STANDARDS OF IDENTITY

Republication of Part

Correction

In F.R. Document 59-6643, appearing in the issue of Wednesday, August 12, 1959, at page 6478, insert the following note following § 19.790:

NOTE: § 19.790 was stayed in its entirety at 22 F.R. 7785, Oct. 2, 1957.

PART 19—CHEESES; PROCESSED CHEESES; CHEESE FOODS; CHEESE SPREADS, AND RELATED FOODS; DEFINITIONS AND STANDARDS OF IDENTITY

Cold Pack Cheese Food; Standards of Identity

Correction

In F.R. Document 59-6644, appearing in the issue of Thursday, August 13, 1959, at page 6581, the heading for § 19.787 should read as follows:

§ 19.787 Cold-pack cheese food; identity; label statement of optional ingredients.

SUBCHAPTER C—DRUGS

PART 130—NEW DRUGS

Certain Chlorcyclizine Hydrochloride and Certain Methoxyphenamine Hydrochloride Preparations; Exemption From Prescription-Dispensing Requirements

There was published in the FEDERAL REGISTER of July 2, 1959 (24 F.R. 5391), notice of a proposal to amend § 130.102 (a) for the purpose of exempting certain chlorcyclizine hydrochloride and certain methoxyphenamine hydrochloride preparations from the prescription-dispensing requirements of section 503(b) (1) (C) of the Federal Food, Drug, and Cosmetic Act. No comments having been filed within the 30-day period stipulated in the above-identified notice, the amendments set out below are ordered, effective 30 days from the date of publication in the FEDERAL REGISTER, pursuant to authority vested in the Secretary of Health, Education, and Welfare by the Federal Food, Drug, and Cosmetic Act (secs. 503, 505, 701, 65 Stat. 649, 52 Stat. 1052, 1055, as amended 72 Stat. 948; 21 U.S.C. 353, 355, 371) and delegated to the Commissioner of Food and Drugs by the Secretary (21 CFR, 1958 Supp., 130.101 (b)).

Section 130.102(a) is amended by adding thereto the following new subparagraphs:

§ 130.102 Exemption for certain drugs limited by new-drug applications to prescription sale.

(a) * * *

(25) Chlorcyclizine hydrochloride (1-(*p*-chlorobenzhydryl) - 4 - methylpiperazine hydrochloride) preparations meeting all the following conditions:

(i) The chlorcyclizine hydrochloride is prepared, with or without other drugs, in tablet or other dosage form suitable for oral use in self-medication, and containing no drug limited to prescription sale under the provisions of section 503(b) (1) of the act.

(ii) The chlorcyclizine hydrochloride and all other components of the preparation meet their professed standards of identity, strength, quality, and purity.

(iii) If the preparation is a new drug, an application pursuant to section 505(b) of the act is effective for it.

(iv) The preparation contains not more than 25 milligrams of chlorcyclizine hydrochloride per dosage unit.

(v) The preparation is labeled with adequate directions for use in the temporary relief of the symptoms of hay fever and/or symptoms of other minor conditions in which it is indicated.

(vi) The dosages recommended or suggested in the labeling do not exceed: For adults, 25 milligrams of chlorcyclizine hydrochloride per dose or 75 milligrams of chlorcyclizine hydrochloride per 24-hour period; for children 6 to 12 years of age, one-half of the maximum adult dose or dosage.

(vii) The labeling bears, in juxtaposition with the dosage recommendations:

(*a*) Clear warning statements against administration of the drug to children under 6 years of age, or exceeding the recommended dosage unless directed by a physician, and against driving a car or operating machinery while taking the drug, since it may cause drowsiness.

(b) If the article is offered for the temporary relief of symptoms of colds, a statement that continued administration for such use should not exceed 3 days, unless directed by a physician.

(26) Methoxyphenamine hydrochloride (β-(*o*-methoxyphenyl)-isopropylmethylamine hydrochloride; 1-(*o*-methoxyphenyl)-2-methylaminopropane hydrochloride) preparations meeting all the following conditions:

(i) The methoxyphenamine hydrochloride is prepared with appropriate amounts of a suitable antitussive, with

or without other drugs, in a dosage form suitable for oral use in self-medication, and containing no drug limited to prescription sale under the provisions of section 503(b)(1) of the act.

(ii) The methoxyphenamine hydrochloride and all other components of the preparation meet their professed standards of identity, strength, quality, and purity.

(iii) If the preparation is a new drug, an application pursuant to section 505(b) of the act is effective for it.

(iv) The preparation contains not more than 3.5 milligrams of methoxyphenamine hydrochloride per milliliter.

(v) The preparation is labeled with adequate directions for use in the temporary relief of cough due to minor conditions in which it is indicated.

(vi) The dosages recommended or suggested in the labeling do not exceed: For adults, 35 milligrams of methoxyphenamine hydrochloride per dose or 140 milligrams of methoxyphenamine hydrochloride per 24-hour period; for children 6 to 12 years of age, one-half of the maximum adult dose or dosage.

(vii) The label bears a conspicuous warning to keep the drug out of the reach of children, and the labeling bears, in juxtaposition with the dosage recommendations:

(*a*) A clear warning statement against administration of the drug to children under 6 years of age, unless directed by a physician.

(*b*) A clear warning statement to the effect that frequent or prolonged use may cause nervousness, restlessness, or drowsiness, and that individuals with high blood pressure, heart disease, diabetes, or thyroid disease should not use the preparation unless directed by a physician.

(*c*) A clear warning statement against use of the drug in the presence of high fever or if cough persists, since persistent cough as well as high fever may indicate the presence of a serious condition.

(Sec. 701, 52 Stat. 1055, as amended; 21 U.S.C. 371. Interprets or applies secs. 503, 505, 52 Stat. 1052, 65 Stat. 649; 21 U.S.C. 353, 355)

Dated: August 14, 1959.

[SEAL] JOHN L. HARVEY,
Deputy Commissioner of Food and Drugs.

[F.R. Doc. 59-6954; Filed, Aug. 20, 1959; 8:48 a.m.]

Title 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

PART 19—CITIZENS RADIO SERVICE

Miscellaneous Amendments

The Commission having under consideration the desirability of making certain editorial changes in Part 19, Citizens Radio Service; and

It appearing that the amendments ordered herein are to correct typographical errors or are otherwise editorial and non-substantive in nature, and, therefore, prior publication of Notice of Proposed Rule Making under the provisions of section 4 of the Administrative Procedure Act is unnecessary, and the amendments may become effective immediately; and

It further appearing that authority for the amendments ordered herein is contained in sections 4(i), 5(d)(1) and 303 of the Communications Act of 1934, as amended and section 0.341(a) of the Commission's Statement of Organization, Delegations of Authority and Other Information;

It is ordered, This 14th day of August 1959, effective August 21, 1959, Part 19 is amended as set forth below.

(Sec. 4, 48 Stat. 1066, as amended; 47 U.S.C. 154. Interprets or applies sec. 303, 48 Stat. 1082, as amended; 47 U.S.C. 303)

Released: August 18, 1959.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] MARY JANE MORRIS,
Secretary.

1. Amend § 19.2(b) to read as follows:

§ 19.2 Definitions.

* * * * *

(b) *Definitions of stations.*

* * * * *

Class C station. A mobile station in the Citizens Radio Service operating on an authorized frequency in the 26.96–27.23 Mc frequency band, or on the frequency 27.255 Mc, for the control of remote objects or devices by radio, or for the remote actuation of devices which are used solely as a means of attracting attention. (Class C stations are authorized to operate as mobile stations only; however, they may be operated at fixed locations in accordance with other provisions of this part.)

2. Amend § 19.24(b) to read as follows:

§ 19.24 Changes in authorized stations.

* * * * *

(b) Proposed changes which will not depart from any of the terms of the outstanding authorization for the station involved may be made without prior Commission approval. Included in such changes is the substitution of various makes of transmitting equipment at any station provided that the particular equipment to be installed is included in the Commission's "Radio Equipment List, Part C", or, in the case of a Class C or Class D station using crystal control, the substitute equipment is crystal controlled; and provided the substitute equipment employs the same type of emission and does not exceed the frequency tolerance and power limitations prescribed for the particular class of station involved.

3. Amend § 19.25(b) to read as follows:

§ 19.25 Limitation on antenna structures.

* * * * *

(b) In cases where an FCC Form 401–A is required to be filed, further details as to whether an aeronautical study and/or obstruction marking may be required, as well as specifications for obstruction marking when required, may be obtained from Part 17 of this chapter.

4. Amend that portion of the text preceding the table in paragraph (c) of § 19.31 to read as follows:

§ 19.31 Frequencies available.

* * * * *

(c) The following frequencies are available for use by Class C mobile stations when employing amplitude tone modulation or on-off keying of the unmodulated carrier for the control of remote objects or devices by radio, or for the remote actuation of devices which are used solely as a means of attracting attention, on a shared basis with other stations in the Citizens Radio Service, subject to no protection from interference due to the operation of industrial, scientific, or medical devices on the frequency 27.12 Mc:

5. Amend paragraphs (b), (c) and (d) of § 19.34 to read as follows:

§ 19.34 Types of emission.

* * * * *

(b) Class B stations in this service are authorized to use amplitude or frequency modulation, or on-off unmodulated carrier, and may be used for radiotelephony, to control remote objects or devices by means of radio, or to remotely actuate devices which are used as a means of attracting attention.

(c) Class C stations in this service are authorized to use amplitude tone modulation or on-off unmodulated carrier only, for the control of remote objects or devices by radio or for the remote actuation of devices which are used solely as a means of attracting attention. The authorization of a Class C station shall not be construed to include authority for the transmission of any form of intelligence.

(d) Class D stations in this service are authorized to use amplitude voice modulation for radiotelephone communications only. The authorization of Type A3 emission to a Class D station shall not be construed to include authority for the transmission of any form of radiotelegraphy; however, it will be construed to include the use of tone signals or signalling devices whose sole function is to establish and maintain voice communication between stations.

6. Amend § 19.93(e) to read as follows:

§ 19.93 Civil Defense communications.

* * * * *

(e) In the event such use is to be a series of pre-planned tests or drills of the same or similar nature which are scheduled in advance for specific times or at certain intervals of time, the licensee may send a single notice to the Commission in Washington, D.C., and to the Engineer in Charge of the Radio District in which the station is located, stating the nature of the communications to be transmitted, the duration of each such test, and the times scheduled for such use. Notice shall likewise be given in the event of any change in the nature of or termination of any such series of tests.

[F.R. Doc. 59-6964; Filed, Aug. 20, 1959; 8:50 a.m.]

Title 39—POSTAL SERVICE

Chapter I—Post Office Department

PART 21—FIRST CLASS

PART 22—SECOND CLASS

PART 23—CONTROLLED CIRCULATION PUBLICATION

PART 25—FOURTH CLASS

PART 26—AIRMAIL

PART 27—FEDERAL GOVERNMENT MAIL AND FREE MAIL

PART 29—MIXED CLASSES

PART 33—METERED STAMPS

PART 34—PERMIT IMPRINTS

PART 35—PHILATELY

PART 43—MAIL DEPOSIT AND COLLECTION

PART 47—FORWARDING MAIL

PART 48—UNDELIVERABLE MAIL

PART 56—SPECIAL DELIVERY

PART 57—SPECIAL HANDLING

Miscellaneous Amendments

Regulations of the Post Office Department are amended as follows:

§ 21.2 [Amendment]

I. In § 21.2 *Classification* make the following changes:

A. Amend subparagraph (4) of paragraph (b) for the purpose of classification to read as follows:

(4) Stamps on cards enclosed in outer wrappers may not apply as postage on the mailing piece.

NOTE: The corresponding Postal Manual section is 131.224.

B. In paragraph (c) make the following changes:

1. Subdivision (ii) of subparagraph (3) is amended to indicate that business reply mail may not be prepared for return as special service mail with fee collectible on return, so that the subdivision reads:

(ii) The amount to be collected, which may not include fees for any special services, is computed as follows:

(*a*) *Post cards.* The rate for post cards or air post cards, whichever is applicable, plus 2 cents each. (See §§ 21.1 and 26.6 of this chapter.) Cards that do not conform to the specifications for post cards (paragraph (a) (7) of this section) are subject to the postage chargeable under (*b*) of this subdivision.

(*b*) *Envelopes and packages.* (*1*) Weight of piece not over two ounces; First-class or airmail rate of postage, whichever is applicable, plus 2 cents each. (See §§ 21.1 and 26.1 of this chapter.)

(2) Weight of piece over two ounces: First-class or airmail rate, whichever is applicable, plus 5 cents each. (See §§ 21.1 and 26.1 of this chapter.)

2. Subparagraph (5) is amended to require full prepayment when a mailer desires to have a business reply piece returned by air when prepared by the distributor for return via surface mail, so that subparagraph (5) reads as follows:

(5) *Distribution.* Business reply cards, envelopes, cartons, and labels may be distributed:

(i) In any quantity for return by surface or airmail. When prepared by the distributor for return by surface mail, business reply mail may not be accepted for return by air unless postage is fully prepaid at the airmail rate.

(ii) To any post office in the United States and its Territories and possessions, including military post offices overseas; except in the Canal Zone, where they may not be returned without prepayment of postage. They should not be sent to any foreign country.

(iii) In any manner except by depositing in receptacles provided by patrons for receipt of mail.

NOTE: The corresponding Postal Manual sections are 131.233b and 131.235.

(R.S. 161, as amended, 396, as amended; sec 2, 45 Stat. 940, as amended; 5 U.S.C. 22, 369, 39 U.S.C. 303)

§ 22.1 [Amendment]

II. In § 22.1 *Second-class rates* subparagraph (3) of paragraph (b) is amended to clarify the fact that classroom second-class publications are subject to a minimum charge of ⅛ cent per copy, so that subparagraph (3) reads as follows:

(3) *Classroom publications.* Religious, educational, or scientific publications designed specifically for use in school classroom or in religious instruction classes (minimum ⅛ cent per copy):

	Cents per pound
Nonadvertising portion	1.5
Advertising portion:	
First and second zone	1.5
Third zone	2
Fourth zone	3
Fifth zone	4
Sixth zone	5
Seventh zone	6
Eighth zone	7

NOTE: The corresponding Postal Manual section is 132.123.

(R.S. 161, as amended, 396, as amended, sec. 2, 65 Stat. 672, as amended; 5 U.S.C. 22, 369; 39 U.S.C. 289a)

§ 22.2 [Amendment]

III. In § 22.2 *Qualification for second-class privileges* amend the parenthetical phrase immediately following the last sentence of subparagraph (6) of paragraph (e) to read as follows: "(§ 16.2(f) of this chapter)".

NOTE: The corresponding Postal Manual section is 132.25f.

(R.S. 161, as amended, 396, as amended; sec. 1, 25 Stat. 1, as amended; 5 U.S.C. 22, 369, 39 U.S.C. 249)

§ 22.3 [Amendment]

IV. In § 22.3 *Applications for second-class privileges* make the following changes:

A. Amend paragraph (b) for purpose of clarification to read as follows:

(b) *Acceptance after application is filed.* Publishers or news agents may not mail at the second-class rates until the application for second-class privileges is approved by the Director, Postal Services Division, Bureau of Operations. See paragraph (f) of this section. Postmasters may not accept mailings at the second-class rates until they receive a written authorization from the Director, Postal Services Division. Postage at the applicable third- or fourth-class rates may be paid in money on mailings made while an application is pending. The postmaster will keep a record of such mailings on Form 3503, "Temporary Permit Conditionally Accepting Newspapers and Other Publications for Mailing in the Manner in Which Second-Class Matter Is Mailed", and if second-class privileges are authorized by the Director, Postal Services Division, he will be instructed to return to the publishers or news agents the difference between the third- or fourth-class rates and the second-class rates. Form 3503 will not be kept and the difference will not be returned when postage is paid by stamps affixed.

NOTE: The corresponding Postal Manual section is 132.32.

B. In subparagraph (4) of paragraph (c) amend the parenthetical phrase immediately following the last sentence to read as follows: "(See § 16.3(f) of this chapter)".

NOTE: The corresponding Postal Manual section is 132.33d.

C. Amend paragraph (d) to include a provision authorizing the mailing of a publication at second-class rates of postage during the time application for reentry is pending, so that the paragraph reads:

(d) *Reentry because of change in name, frequency, or location.* When the name or frequency is changed, an application for reentry must be filed on Form 3510 "Application for Re-entry of Second-Class Publication," at the post office of original entry, accompanied by two copies of the publication showing the new name or frequency. When the location is changed, an application for reentry must be filed on Form 3510 at the new office, accompanied by two copies of the publication showing the name of the new office as the known office or place of publication. Copies of second-class publications will be accepted for mailing at the second-class postage rates during the time applications for their reentry are pending. Copies of Form 3510 may be obtained from local postmasters.

NOTE: The corresponding Postal Manual section is 132.34.

D. A new paragraph (f) has been added to include regulations relating to the granting, denial, suspension, or annulment of second-class mailing privileges.

(f) *Granting or denial of application.* The Director, Postal Services Division, Bureau of Operations, rules on all ap-

plications. If he grants the application, he notifies the postmaster at the office where the application for original entry was filed, who in turn notifies the applicant. Before taking action on an application, the Director may call on the publisher for additional information or evidence to support or clarify the application. Failure of the publisher to furnish the information requested may be cause for denial of the application as incomplete or, on its face, not fulfilling the requirements for entry. If the Director denies the application, he must notify the publisher specifying the reasons for the denial. The denial becomes effective in 15 days from receipt of the notice by the publisher unless the publisher appeals therefrom. See § 22.8(c).

NOTE: The corresponding Postal Manual section is 132.36.

(R.S. 161, as amended, 396, as amended, sec. 2, 65 Stat. 672, as amended; 5 U.S.C. 22, 369; 39 U.S.C. 289a)

§ 22.8 [Amendment]

V. In § 22.8 *Cancellation of second-class privileges* make the following changes to include regulations relating to the granting, denial, suspension, or annulment of second-class mailing privileges:

A. Redesignate paragraph (b) as paragraph (c) and insert a new paragraph (b) to read as follows:

(b) The Director, Postal Services Division, Bureau of Operations, makes determinations concerning the suspension or revocation of a second-class entry subject to appeal and hearing requested by the publisher. He may call on a publisher from time to time to submit information bearing on the publisher's right to retain a second-class entry for his publication. When the Director determines that a publication is no longer entitled to its second-class entry, he issues a ruling of suspension or revocation to the publisher at the last known address of the office of publication stating the reasons therefor. The ruling becomes effective in 15 days from receipt by the publisher unless the publisher appeals therefrom. See paragraph (c) of this section.

NOTE: The corresponding Postal Manual section is 132.82.

B. New paragraph (c) is amended to read as follows:

(c) A copy of the procedures governing administrative appeals and hearings relative to the denial, suspension, or annulment of second-class mail privileges may be obtained from the Director, Postal Services Division, Bureau of Operations.

NOTE: The corresponding Postal Manual section is 132.83.

(R.S. 161, as amended, 396, as amended, sec. 5, 18, Stat. 232, as amended, sec. 1, 31 Stat. 1107, sec. 2, 65 Stat. 672, as amended; 5 U.S.C. 22, 369, 39 U.S.C. 232, 283, 289a)

§ 23.2 [Amendment]

VI. In § 23.2 *Permits* the last sentence of paragraph (b) is amended by adding the phrase "by the Director; Postal Service Division", so that the last sentence reads: "Notice of authorization or disapproval will be furnished by the director, Postal Services Division."

NOTE: The corresponding Postal Manual section is 133.22.

(R.S. 161, as amended, 396, as amended, sec. 203, 62 Stat. 1262, as amended; 5 U.S.C. 22, 369, 39 U.S.C. 291b)

§ 25.2 [Amendment]

VII. In § 25.2 *Classification* subparagraph (5) of paragraph (a) has been amended for the purpose of clarification to read as follows:

(5) The rates in § 25.1(d) are for:

(i) The following items when loaned or exchanged between schools, colleges, or universities and public libraries, nonprofit religious, educational, scientific, philanthropic, agricultural, labor, veterans, or fraternal organizations or associations; or when sent on loan or exchange between those libraries, organizations, or associations and their members, readers, or borrowers:

(*a*) Books, consisting wholly of reading matter or scholarly bibliography or reading matter with incidental blank spaces for students' notations and containing no advertising matter other than incidental announcements of books.

(*b*) Printed music, whether in bound form or in sheet form.

(*c*) Bound volumes of academic theses in typewritten or duplicated form.

(*d*) Bound volumes of periodicals.

(*e*) Phonograph recordings.

(*f*) Other library materials in printed, duplicated, or photographic form or in the form of unpublished manuscripts.

(ii) The following items when sent to or from schools, colleges, universities, or public libraries, and to or from nonprofit religious, educational, scientific, philanthropic, agricultural, labor, veterans, or fraternal organizations or associations:

(*a*) 16-millimeter films; filmstrips; transparencies; slides; microfilms; all of which must be positive prints in final form for viewing.

(*b*) Sound recordings.

(*c*) Catalogs of the materials in clause (*a*) and (*b*) of paragraph (a)(5)(ii) of this section having 24 or more pages, at least 22 of which are printed.

NOTE: The corresponding Postal Manual section is 135.215.

(R.S. 161, as amended, 396, as amended, 3879, as amended, sec. 204, 62 Stat. 1262, as amended, sec. 1, 65 Stat. 610, as amended; 5 U.S.C. 22, 369, 39 U.S.C. 240a, 292a)

§ 25.3 [Amendment]

VIII. In § 25.3 *Weight and size limits* make the following changes to clarify the instructions regarding classification, weight, and size of fourth-class mail.

A. Paragraph (a) is amended to read as follows:

(a) *Weight.* Each addressed piece must weight 16 ounces or more but not in excess of the following limits:

(1) Parcels mailed at or to any second-, third-, or fourth-class post office; to or from any rural or star route; to or from any Army-Air Force or Fleet post office; or to, from or between any territory or possession of the United States, including the Canal Zone and Trust Territory of the Pacific Islands, must not exceed 70 pounds. See Part 17 of this chapter for weight limits to certain A.P.O.'s.

(2) Parcels mailed at a first-class post office in the United States for delivery at the same or any other first-class post office in the United States are limited to 40 pounds when addressed for delivery in the local, first, and second zone; and to 20 pounds when addressed to the third through the eighth zones; except that parcels mailed on or addressed for delivery on a rural or star route, parcels mailed at the post office from which served by patrons located on rural or star routes (rural or star route address of sender must be shown), or parcels containing baby poultry, nursery stock, agricultural commodities, books, and Braille-writers and other appliances for the blind, are subject to the limit set forth in subparagraph (1) of this paragraph. (The term "agricultural commodities" includes any product grown or produced incident to an agricultural activity on a farm or in a garden, orchard, nursery, or forest, but does not include manufactured products of such commodities.) Parcels containing such articles must be marked to show the nature of the contents, unless such information can be ascertained by outward examination of the parcel.

NOTE: The corresponding Postal Manual section is 135.31.

B. Paragraph (b) is amended to read as follows:

(b) *Size.* Parcels mailed at a first-class post office in the United States, for delivery at the same or any other first-class post office in the United States, and subject to the limits of weight shown in paragraph (a)(2) of this section must not exceed 72 inches length and girth combined. All other parcels are limited to 100 inches in length and girth combined. To compute the size of a parcel:

(1) Measure the longest side to get the length.

(2) Measure the distance around the parcel at its thickest part to get the girth.

NOTE: The corresponding Postal Manual section is 135.32.

(R.S. 161, as amended, 396, as amended, 3879, as amended; sec. 204, 62 Stat. 1262, as amended, sec. 1, 65 Stat. 610, as amended; 5 U.S.C. 22, 369, 39 U.S.C. 240, 240a, 292a)

§ 26.1 [Amendment]

IX. In § 26.1 *Rates* as amended by Federal Register Document 59-1825, 24 F.R. 1569, the caption of the second rate chart headed "First Class Only" is amended to read "First Class Airmail Only".

NOTE: The corresponding Postal Manual section is 136.1.

(R.S. 161, as amended, 396, as amended, sec. 1, 3, 62 Stat. 1097, 1098; 5 U.S.C. 22, 369, 39 U.S.C. 475)

§ 26.6 [Amendment]

X. In § 26.6 *Marking, sealing, and depositing* paragraph (a) is amended to state that the word "airmail" should be located below the stamps and above the address on flat mail, so that paragraph (a) reads as follows:

(a) Place the word "Airmail" prominently on the address side of flat mail preferably below the stamps and above the address, and on the top, bottom, and sides of parcels. The return address of the sender must be shown on the address side of each air parcel mailed at zone rates of postage.

NOTE: The corresponding Postal Manual section is 136.61.

(R.S. 161, as amended, 396, as amended, secs. 1, 3, 62 Stat. 1097, 1098; 5 U.S.C. 22, 369; 39 U.S.C. 475)

§ 27.1 [Amendment]

XI. In § 27.1 *Members of Congress* paragraph (a) is amended by striking out the word "Alaska" where it appears therein.

NOTE: The corresponding Postal Manual section is 137.11.

(R.S. 161, as amended, 396, as amended, sec. 5, 18 Stat. 343, as amended, sec. 85, 28 Stat. 622, as amended, sec. 7, 33 Stat. 441, as amended, sec. 2, 67 Stat. 614, as amended; 5 U.S.C. 22, 369; 39 U.S.C. 321(o), 325, 326, 327)

XII. Section 29.2 *Combinction mailing of two classes* has been amended for the purpose of classification to read as follows:

§ 29.2 Combination mailings of two classes.

(a) *Attachment.* Letters or other pieces of first- or third-class mail may be placed in an envelope and securely tied or otherwise attached to the address side of a second-, third-, or fourth-class mailing piece including airmail articles. The envelope must be placed on the address side of the principal mailing piece. Combination envelopes or containers having separate parts for the two classes of mail may be used. See § 24.8 concerning the sealing of third-class mail.

(b) *Addressing.* The name and address of the sender and the name and address of the addressee should be placed on both the principal mailing piece and the attachment. If both names and addresses do not appear on both pieces, the sender's name and address must be placed on one and the name and address of the addressee must be placed on the other. Combination containers having inseparable portions or compartments are mailable with the names and addresses on only one portion.

(c) *Postage.* Postage on the second-, third-, or fourth-class mail must be prepaid at the appropriate rate and must be placed in the upper right corner of the address space. Postage at the appropriate first- or single-piece third-class rate must be paid for the attachment and affixed to it. If mailed by air, postage at the airmail rate must be paid for the letter.

(d) *Markings required.* First-class attachments may be marked "First-Class" or "Letter Enclosed". Third-class attachments must be marked "Third-Class".

NOTE: The corresponding Postal Manual section is 139.2.

(R.S. 161, as amended, 396, as amended, sec. 1, 62 Stat. 784; 5 U.S.C. 22, 369, 18 U.S.C. 1723)

§ 29.3 [Amendment]

XIII. In § 29.3 *Mailing enclosures of different classes* makes the following changes in paragraph (a) for the purpose of clarification:

A. Amend subparagraph (1) to read as follows:

(1) *First- and third-class enclosures.* Letters or other pieces of first- or third-class mail may be mailed as enclosures with second-class and controlled circulation publications. They may be:

(i) Placed in the outside envelope or wrapper with a single copy.

(ii) Secured inside an unwrapped copy, or

(iii) Enclosed in a bundle of copies.

B. Amend subparagraph (2) to read as follows:

(2) *Payment of postage.* Postage at appropriate first- or single piece third-class rate must be paid for each separate enclosure. Pieces of related matter placed in a publication as a unit may be regarded as a single enclosure for purpose of computing postage. The postage may be placed on the enclosure by using precanceled or meter stamps, or the postage may be placed on the outside envelope, wrapper, or cover. Postage at the second-class pound or per copy rates or postage at the controlled circulation rates must be paid on the publication in the manner prescribed by Part 16. When postage at the transient second-class rate is paid on the publication, follow the procedure in paragraph (b) of this section.

NOTE: The corresponding Postal Manual sections are 159.311 and 159.312.

(R.S. 161, as amended, 396, as amended, sec. 1, 62 Stat. 784; 5 U.S.C. 22, 369, 18 U.S.C. 1723)

§ 33.5 [Amendment]

XIV. In § 33.5 *Metered reply postage* subparagraph (2) of paragraph (a) is amended to add an illustration. As amended, subparagraph (2) reads as follows:

(2) The words "No postage stamp necessary—postage has been prepaid by _____" must be printed immediately above the return address in the manner shown below:

(Meter stamp to be placed here)

NO POSTAGE STAMP NECESSARY
POSTAGE HAS BEEN PREPAID BY

John Doe Company
123 Tremont Street,
New York 10, N. Y.

NOTE: The corresponding Postal Manual section is 143.5.

(R.S. 161, as amended, 396, as amended, sec. 5, 41 Stat. 583, as amended; 5 U.S.C. 22, 369, 39 U.S.C. 273, 291a)

§ 33.6 [Amendment]

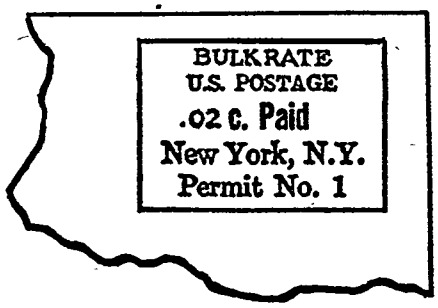
XV. In § 33.6 *Mailings* amend the parenthetical phrase "(See Part 16 of this chapter for mailing of third class bulk mail)" where it appears in paragraph (a) to read "(See Part 24 of this chapter for mailing of third class bulk mail)".

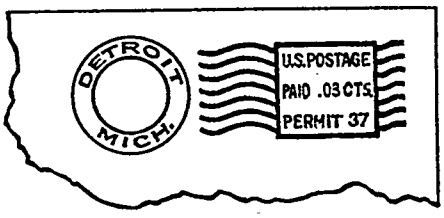
NOTE: The corresponding Postal Manual section is 143.61.

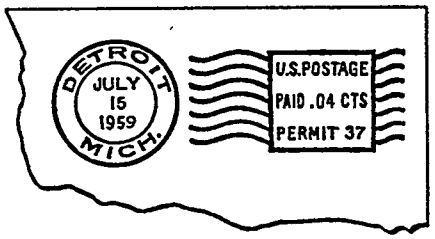
(R.S. 161, as amended, 396, as amended, sec. 5, 41 Stat. 583, as amended; 5 U.S.C. 22, 369, 39 U.S.C. 273, 291a)

§ 34.2 [Amendment]

XVI. In § 34.2 *Form of permit imprints* strike out the illustrations therein, and insert in lieu thereof the following to reflect the current postage rates.







NOTE: The corresponding Postal Manual section is 144.2.

(R.S. 161, as amended, 396, as amended, sec. 5, 41 Stat. 583, as amended, 47 Stat. 647; 5 U.S.C. 22, 369, 39 U.S.C. 273, 273a)

§ 34.3 [Amendment]

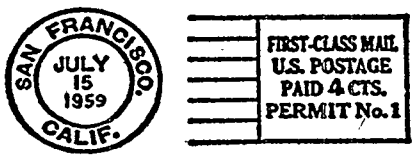
XVII. In § 34.3 *Content of permit imprints* make the following changes:

A. Amend the last sentence of paragraph (a) to read as follows: "Exception: the date may be omitted from any mail when the sender so desires."

NOTE: The corresponding Postal Manual section is 144.3a.

B. The first illustration immediately following paragraph (b) is amended to reflect the current postage rates. As amended, the illustration reads as follows:

FIRST-CLASS MAIL



NOTE: The corresponding Postal Manual section is 144.3b.

(R.S. 161, as amended, 396, as amended, sec. 5, 41 Stat. 583, as amended, 47 Stat. 647; 5 U.S.C. 22, 369, 39 U.S.C. 273, 273a)

§ 34.5 [Amendment]

XVIII. In § 34.5 *Mailing with permit imprints* add a new subparagraph (4) to paragraph (a) to read as follows:

(4) *International mail.* See § 111.1 (c) (2) of this chapter. 300 pieces of identical matter.

NOTE: The corresponding Postal Manual section is 144.51d.

(R.S. 161, as amended, 396, as amended, sec. 5, 41 Stat. 583, as amended, 47 Stat. 647; 5 U.S.C. 22, 369, 39 U.S.C. 273, 273a)

XIX. Section 35.5 *Inaugural covers,* as amended by Federal Register Document 59-5996, 24 F.R. 5908, is further amended to provide comprehensive instructions on inaugural covers. As amended, § 35.5 reads as follows:

§ 35.5 Inaugural covers.

(a) *First flights*—(1) *Cachets authorized.* The Post Office Department recognizes events such as new air service by applying cachets on inaugural covers. Cachets are authorized for all stop-points on a new airmail route for new stop-points on existing routes or additional segments, and for events of national aviation interest. Printed or rubber-stamped official cachets of distinctive commemorative design are authorized by publication of notice in the Postal Bulletin.

(2) *Where cachets may be used.* (i) Official cachets are authorized for use at post offices and airport mail facilities on covers actually dispatched on the inaugural flights.

(ii) One or more of the following points may be authorized to use official cachets:

(*a*) *Terminal points.* Cachet will be applied to covers dispatched on the actual inaugural flight.

(*b*) *Intermediate points.* Cachet will be applied to covers dispatched to the actual inaugural flights in each direction. If service is inaugurated in only one direction, cachet will not be used when service is established in the other direction at a later date.

(3) *Preparation of covers.* (i) Covers must be individually addressed to a post office.

(ii) Covers must bear postage at the airmail letter rate.

(iii) Each envelope should contain a uniform enclosure of the approximate weight of a postal card to assure a good impression.

(iv) A space should be provided on the address side, at least 4 inches to the left of the right end of the envelope and 1½ inches to the left of the innermost stamp to permit a clear impression of the postmark.

(v) A clear space 2½ by 2½ inches must appear to the left of the postmark and address area for application of the cachet. If this clear space is not provided, the cachet will not be applied.

(4) *Submission of covers.* (i) Send the items for inaugural cachets under cover to the postmaster or superintendent, airport mail facility, at the point where service is to be inaugurated.

(ii) Include a letter requesting the holding of the covers for the inaugural service and stating the cachet desired.

(5) *Compliance with collectors requests*—(i) *Directional covers.* Requests of collectors for dispatch in a particular direction will be complied with to the greatest extent practicable.

(ii) *Point-to-point covers.* Requests of collectors for point-to-point covers will not be observed. Request that a dispatching office send one each of several covers to each stop point will not be honored.

(iii) *Direction not specified.* In the absence of specific requests, covers will be dispatched on the actual first flight, regardless of direction.

(iv) *Incomplete instructions.* If the collector's request is not clear, covers will be dispatched in accordance with the judgment of the dispatching office.

(v) *Color of ink.* Request for the use of a color of ink other than that specified by the Post Office Department will not be complied with. The specified color of ink will be used in applying the cachet to all covers.

(vi) *Position of cachet.* Cachets will be applied legibly and neatly to left portion of address side of cover. Cachets will not be applied to:

(*a*) Covers for immediate return to sender; covers must receive dispatch on first flight.

(*b*) Covers bearing a previous official or unofficial cachet.

(*c*) Covers lacking sufficient clear space for application of cachet without obscuring the address.

(*d*) Double postal or post cards intended for return reply purposes.

(*e*) Covers received after first flight.

(*f*) Covers on which postage is not fully prepaid.

(*g*) To anything other than an inaugural cover.

(vii) *Backstamping.* All inaugural covers will be backstamped at a designated post office and forwarded to address destination. Requests for additional or special backstamping will not be honored.

(b) *First highway post office trips*—(1) *Announcement of service.* The Post Office Department recognizes events such as new HPO service by applying special postmarks to inaugural covers. A notice that new service will be established is published in the Postal Bulletin when the decision to establish service is made, far enough in advance of the beginning date so that the notice will reach most subscribers in time to permit them to send covers for dispatch on first trips.

(2) *Special postmark.* No official cachets are applied to first-trip covers, but when time permits procuring distinctive first-trip postmarking stamps for each trip, impressions of them are used to postmark all covers carried on the first trips.

(3) *Preparing covers.* Prepare covers as described in paragraph (a) (3) of this section, except postage will be at the first-class rate.

(4) *Submitting covers.* Send first-trip covers to the postmaster at the initial terminal of the trip on which you want the cover carried, with a letter or note instructing the postmaster to dispatch the cover on the desired trip.

(5) *Complying with collectors' requests.* (i) All covers received at the initial post office or by the crew en route will be carried to the end of the run and dispatched to addressees from that point. Requests for different dispatch will not be honored. No backstamps will be applied to first-trip HPO covers.

(ii) The first-trip stamp is evidence that the cover was carried on the trip indicated.

NOTE: The corresponding Postal Manual section is 145.5.

(R.S. 161, as amended, 396, as amended; 5 U.S.C. 22, 369)

XX. A new § 43.7 *Private mail receptacles* has been added to define a letter box or other receptacle intended or used for receipt or delivery of mail on any mail route as an authorized depository for mail matter, and to prescribe that such receptacle may be used only for mail.

§ 43.7 Private mail receptacles.

(a) *Designation as authorized depository.* Every letter box or other receptacle intended or used for the receipt or delivery of mail on any city delivery route, rural delivery route, star route or other mail route is designated an authorized depository for mail within the meaning of 18 U.S.C. sections 1702, 1705, and 1708.

(b) *Use for mail only.* Receptacles described in paragraph (a) of this section shall be used exclusively for mail except as provided in § 46.5(h) of this chapter. Any mailable matter such as circulars, statements of account, sale bills, or other similar pieces deposited in such receptacles must bear postage at the applicable rate and bear a proper address.

NOTE: The corresponding Postal Manual section is 153.7.

(R.S. 161, as amended, 396, as amended, sec. 1, 24 Stat. 569, as amended; 5 U.S.C. 22, 369, 39 U.S.C. 156)

§ 47.1 [Amendment]

XXI. In § 47.1 *Order to change address* make the following changes in paragraph (b).

A. Subparagraph (2) is amended to show that the regulations therein apply to all States of the United States. As amended, subparagraph (2) reads as follows:

(2) Domestic registered articles mailed outside the United States and addressed for delivery in the United States will not be forwarded to the Canal Zone if the postage indicates the articles were valued at more than $100. Articles mailed in the Canal Zone addressed for delivery in the United States will not be forwarded to any place outside the United States if there is reason to believe the value exceeds $100.

B. The last sentence of subparagraph (3) is amended to correct the minimum commission for the sale of perishable items. As amended, the last sentence of subparagraph (3) reads as follows: "A commission of 10 percent, but not less than 25 cents is retained by the Postal Service from the amount for which perishable items are sold."

NOTE: The corresponding Postal Manual sections are 157.12b and 157.12c.

(R.S. 161, as amended, 396, as amended, sec. 1, 64 Stat. 210; 5 U.S.C. 22, 369, 39 U.S.C. 278a)

XXII. Section 47.2 *Time limit of change of address order,* is amended to read as follows:

§ 47.2 Time limit of change of address order.

(a) *Time limit specified by addressee.* To have mail forwarded for a limited time, not to exceed 2 years, state the beginning and expiration dates. If you return to your old address or move to another permanent address within the specified period, cancel the original order.

(b) *Time limit not specified by addressee.* Records of permanent change of address orders, other than those subject to paragraph (c) of this section, are maintained for 2 years and the order is not renewable. Mail may continue to be forwarded beyond the 2-year period if the new address is known to the forwarding employee.

(c) *Change from general delivery at carrier delivery office.* (1) *To permanent local address.* Record of change of address orders without time limit will be maintained 6 months.

(2) *To other than permanent local address.* Record of change of address orders without time limit will be maintained for 30 days.

NOTE: The corresponding Postal Manual section is 157.2.

(R.S. 161, as amended, 396, as amended, sec. 1, 64 Stat. 210; 5 U.S.C. 22, 369, 39 U.S.C. 278a)

§ 47.7 [Amendment]

XXIII. In § 47.7 *Guarantee to pay forwarding postage* paragraph (b) is amended to indicate that return address and guaranty to pay forwarding postage shall appear in the upper left corner on the address side of mail. As amended, paragraph (b) reads as follows:

(b) The sender may guarantee payment of forwarding postage on third- or fourth-class mail by printing "Forwarding Postage Guaranteed" below his return address in the upper left corner of the address side of the piece. On second-class mail the guarantee must be printed on the envelope or wrapper or on one of the outside covers of unwrapped copies and must be immediately preceded by the sender's name and address. Mail bearing this pledge is accepted with the understanding that the sender will pay both the forwarding and return postage if the mail is returned as undeliverable from the post office to which it is forwarded, or the return postage when it is returned as undeliverable from the post office of first address. Where an addressee has unqualifiedly refused to pay forwarding postage on other mail of the same class, the mail will not be forwarded even though it bears the sender's pledge guaranteeing forwarding postage, but it shall be treated the same as if it bore sender's pledge to pay return postage.

NOTE: The corresponding Postal Manual section is 157.7b.

(R.S. 161, as amended, 396, as amended, sec. 1, 64 Stat. 210; 5 U.S.C. 22, 369, 39 U.S.C. 278a)

§ 48.3 [Amendment]

XXIV. In § 48.3 *Return address required* the first example immediately following paragraph (b) is amended to read as follows:

Return in 3 days to
Frank B. White,
2416 Front Street,
St. Louis 25, Mo.

NOTE: The corresponding Postal Manual section is 158.3b.

(R.S. 161, as amended, 396, as amended, sec. 1, 64 Stat. 210; 5 U.S.C. 22, 369, 39 U.S.C. 261, 278b)

§ 48.5 [Amendment]

XXV. In § 48.5 *Retention periods* subdivision (ii) of paragraph (a)(1) is amended for the purpose of clarification to read as follows:

(ii) Returned immediately if undeliverable when specifically addressed to a street, building, rural or star route, or post office box; except that when a patron moves without leaving a change of address, the mail will be held for 10 days awaiting a forwarding order and, if no order is received in that time, the mail will then be handled as undeliverable. However, this shall not preclude compliance with sender's request in accordance with § 48.3(b).

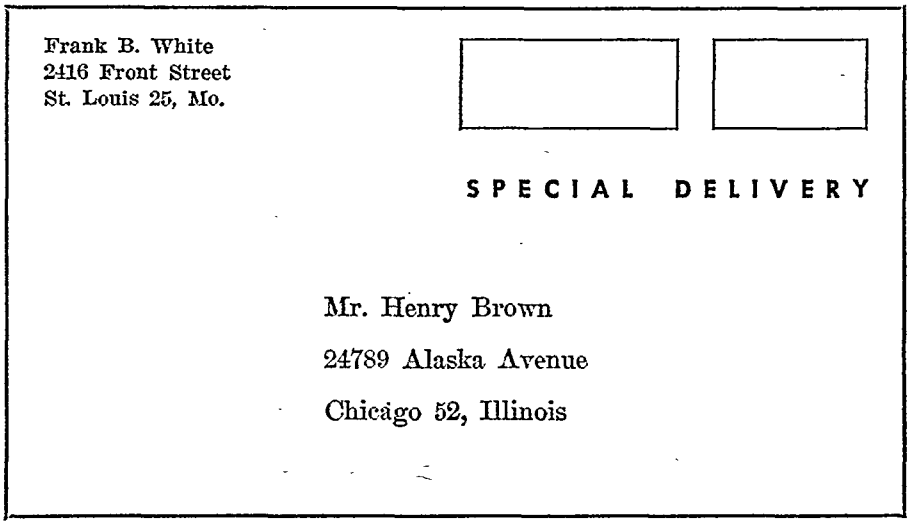
NOTE: The corresponding Postal Manual section is 158.311b.

(R.S. 161, as amended, 396, as amended, sec. 1, 64 Stat. 210; 5 U.S.C. 22, 369, 39 U.S.C. 261, 278b)

§ 56.2 [Amendment]

XXVI. In § 56.2 *Payment for special delivery* paragraph (c) is amended for the purpose of adding an illustration to show the proper manner of marking special delivery mail. As amended, paragraph (c) reads as follows:

(c) *Marking.* You should mark prominently the words "Special Delivery" preferably below the postage and above the name of the addressee as follows:



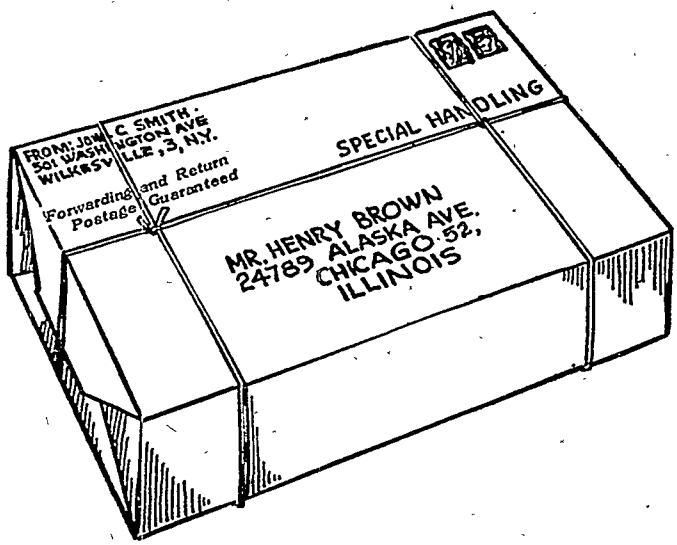
NOTE: The corresponding Postal Manual section is 166.23.

(R.S. 161, as amended, 396, as amended, sec. 12, 65 Stat. 676, as amended; 5 U.S.C. 22, 369, 39 U.S.C. 246f)

XXVI. Section 57.3 *Marking of parcels* is amended to add an illustration:

§ 57.3 Marking of parcels.

You should mark the words "Special Handling" preferably above the name of the addressee and below the stamps as illustrated:



NOTE: The corresponding Postal Manual section is 167.3.

(R.S. 161, as amended, 396, as amended, sec. 204, 62 Stat. 1262, as amended; 5 U.S.C. 22, 369; 39 U.S.C. 292a)

[SEAL] HERBERT H. WARBURTON,
General Counsel.

[F.R. Doc. 59-6885; Filed, Aug. 20, 1959; 8:45 a.m.]

PART 95 — TRANSPORTATION OF MAIL BEYOND BORDERS OF THE UNITED STATES

Transportation and Protection of Mail Between Post Offices and Ships

Federal Register Document No. 59-5046, published at pages 4963-4964 of the FEDERAL REGISTER of June 18, 1959, (24 F.R. 4963) gave notice of the proposal by the Post Office Department to amend paragraph (c) of § 95.1 *Transportation and protection of mail between post offices and ships* by striking out the last sentence reading, "When a rack type truck is used the sacks shall be covered by a tarpaulin" and by inserting, in lieu thereof, a sentence reading, "When open-top trucks are used the sacks shall be covered by a fire-proof and rain-proof tarpaulin which must be fastened securely to the body of the truck."

The need for the amendment is to clarify the protection mail receives while being transported between post offices and vessels. It is understood that there is some misinterpretation of the present language of the regulation.

Most careful consideration has been given by the Post Office Department to the only comment received with respect to the proposed amendment. This comment opposed any amendment of § 95.1 (c) "until such time as the issue of compensation for truck transportation from post offices and piers is satisfactorily resolved."

This Department has reached the conclusion that the arguments presented for postponing the effective date of the amendment are outweighed by the duty of the Department to take action necessary to insure the proper protection of the mail through the classification of the Department's regulations to correct any misinterpretation as to the protection required to be afforded the mails; also, that the objections interposed to the amendment are not valid reasons for delay. Accordingly, it is the determination of the Post Office Department that the amendment to paragraph (c) of § 95.1, Title 39, Code of Federal Regulations, as incorporated in Federal Register Document No. 59-5046, shall be adopted as published on June 18, 1959, and that the amendment shall be effective with this publication in the FEDERAL REGISTER. As amended, paragraph (c) of § 95.1 *Transportation and protection of mail between post offices and ships* will read:

(c) *Vehicles and attendants.* Each vehicle used to transport mail between post offices and vessels, except the completely closed van type, shall be provided with a man to ride on the rear of the vehicle to protect the mail. The mail compartment of the completely closed van type vehicle must be locked or sealed. When open-top trucks are used the sacks shall be covered by a fire-proof and rain-proof tarpaulin which must be fastened securely to the body of the truck.

(R.S. 161, as amended, 396, as amended, 398, as amended, 3962, as amended, 4009, as amended, 4010, as amended, sec. 1, 62 Stat. 777; 5 U.S.C. 22, 369, 372, 18 U.S.C. 1698, 39 U.S.C. 443, 654, 655)

[SEAL] HERBERT B. WARBURTON,
General Counsel.

Paragraph (c) of § 95.1, Title 39, Code of Federal Regulations, as amended by the foregoing, is hereby adopted as the regulations of this Department, effective upon publication in the FEDERAL REGISTER.

ARTHUR E. SUMMERFIELD,
Postmaster General.

[F.R. Doc. 59-6996; Filed, Aug. 20, 1959; 8:51 a.m.]

Title 33—NAVIGATION AND NAVIGABLE WATERS

Chapter II—Corps of Engineers, Department of the Army

PART 205—DUMPING GROUNDS REGULATIONS

Pacific Ocean, Oregon

Pursuant to the provisions of section 7 of the River and Harbor Act of August 8, 1917 (40 Stat. 266; 33 U.S.C. 1), § 205.65 is hereby prescribed establishing and governing the use of restricted dumping grounds in the Pacific Ocean at the approaches to Coos Bay and to the mouth of the Columbia River, Oregon, to be effective on publication in the FEDERAL REGISTER, as follows:

§ 205.65 Pacific Ocean, approaches to Coos Bay and to the mouth of Columbia River, Oregon.

(a) *Restricted dumping grounds.* (1) The waters of the Pacific Ocean within a radius of three (3) nautical miles to seaward from Coos Head passing approximately 1,350 yards west of lighted buoy BW "K".

(2) The waters of the Pacific Ocean and the Columbia River approach within a line from North Head Light 270° true to a point due north of the Columbia River Light Ship, being longitude 124°11'00" W.; thence 180° true to latitude 46°10'00" N.; and thence 90° true to the mainland.

(b) *The regulations.* Dumping of all objects or materials of a metallic nature are strictly prohibited in the areas prescribed in this section.

[Regs., Aug. 7, 1959, 285/91 (Pacific Ocean, Oregon)—ENGWO] (Sec. 7, 40 Stat. 266; 33 U.S.C. 1)

R. V. LEE,
Major General, U.S.A.,
The Adjutant General.

[F.R. Doc. 59-6938; Filed, Aug. 20, 1959; 8:46 a.m.]

Title 22—FOREIGN RELATIONS

Chapter II—International Cooperation Administration, Department of State

PART 201—PROCEDURES FOR FURNISHING ASSISTANCE TO COOPERATING COUNTRIES

Miscellaneous Amendments

ICA Regulation I is amended as follows:

1. Section 201.5 is amended as follows:

a. Section 201.5, paragraph (a) (1) (ii) is amended to read as follows:

(ii) *Terminal contracting date.* PA's and PIO's will indicate, in addition to an initial contracting date, a terminal contracting date. The terminal contracting date will normally be three to eight months subsequent to the first day of the month following the month in which the PA or the PIO is issued. In making subauthorizations under a PA or PIO, the cooperating country or authorized agent, as the case may be, must specify that contracts under the subauthorizations must be made on or before the terminal contracting date. Under PA's, contracts made after the terminal contracting date will be ineligible for financing. Under PIO's, contracts made after the terminal contracting date will be eligible for financing only if deliveries under such contracts are made within the specified delivery period (see subparagraph (3) of this paragraph).

b. Paragraph (a) (2) and (3) is amended to read as follows:

(2) *Reporting.* With respect to PA's only, the cooperating country shall report to the Director, USOM, within 30 days after the terminal contracting date the total or estimated total value of all contracts entered into pursuant to subauthorizations made under the PA, whether or not deliveries have actually been made. If the total or estimated total value of such contracts, as so reported, is less than the total dollar amount of the PA, the PA will be reduced by the amount of the difference.

(3) *Deliveries.* Each PA or PIO will also state a delivery period. The period will be indicated normally by two dates: (i) The date before which deliveries may not be made (initial delivery date) and (ii) the date on or before which deliveries must be made (terminal delivery date). Where, however, an initial delivery date is not specified, the date of issuance of the PA or PIO shall be deemed to be the initial delivery date. Deliveries made before the initial delivery date or after the terminal delivery date will not be eligible for ICA financing under the PA or PIO. ICA may extend the terminal delivery date for individual contracts placed under PA's or PIO's if the contract was made on or before the terminal contracting date.

2. Section 201.6 is amended as follows:

a. In paragraph (h) (5) the words "and insured against marine risk" are stricken.

b. Strike paragraphs (p) and (q) and add the following new paragraphs (p), (q), (r), and (s):

(p) *Used property.* The procurement of any type of used machinery, equipment, apparatus or supplies is not eligible for financing under any PA or PIO/C in the absence of an express provision authorizing such financing in the PA or PIO/C: *Provided, however,* That this limitation shall not apply to the financing of procurement of U.S. Government-owned excess or surplus personal property through procedures established by ICA.

(q) *Performance bonds.* In those cases where the importer requires a performance bond, a surety bond, or any other recognized type of bond shall be considered appropriate and the selection of the particular type shall be at the option of the supplier and not at the option of the importer. Such bonds may not be required by the importer in any amount in excess of that customarily required in the trade.

(r) *Direct submission of bids.* Bids must be accepted directly from suppliers, located in countries among those authorized as sources by the PA or PIO, and may not be required to be made through or by firms in the importing country.

(s) *Special provisions.* The provisions of this section may be waived, amended or supplemented by special provision in the PA or PIO, or otherwise, pursuant to § 201.23.

3. Section 201.22(i) (2) is amended to read as follows:

(2) *Provisions beyond bank responsibility.* Certain other provisions of § 201.6 are included solely for the instruction of suppliers, purchasers, and the cooperating countries themselves, and are not matters for which banks are to assume responsibility. In this category are the provisions of § 201.6 (f) (2), (g), (h), (i), (j), (k), (l), (m), (n), (o), (p), (q) and (r).

(Sec. 521, 68 Stat. 855, as amended; 22 U.S.C. 1781)

Effective date. This amendment shall become effective August 25, 1959.

JAMES W. RIDDLEBERGER,
Director, International Cooperation Administration.

AUGUST 13, 1959.

[F.R. Doc. 59-6951; Filed, Aug. 20, 1959; 8:47 a.m.]

Title 42—PUBLIC HEALTH

Chapter I—Public Health Service, Department of Health, Education, and Welfare

PART 53—GRANTS FOR SURVEY, PLANNING AND CONSTRUCTION OF HOSPITALS AND MEDICAL FACILITIES

Laundry and Lavatory Facilities for Nurses' Residences

Notice of proposed rule making, public rule making procedures and postponement of effective date have been omitted in the issuance of the following amendment of this part, which relates solely to grants to States, political subdivisions and public or other nonprofit agencies for the construction of public and other nonprofit hospitals and medical facilities.

Section 53.139 is amended as follows:

§ 53.139 Nurses' residence.

Rooms:
One nurse per room: [1]
100 square feet in single rooms.
150 square feet in double rooms.
Lavatory in each room.[1]
Closet or wardrobe for each nurse.

[1] Desirable but not mandatory.

No nurses' rooms shall be located on any floor which is below grade.

Common floor facilities:
Lounge with kitchenette to serve 30 to 60 nurses.
Laundry room with 2 trays and 2 ironing boards to serve each 60 nurses.[1] If not provided on each floor, a centrally located laundry room containing the same proportion of trays and ironing boards shall be provided.
Bath room: One shower or tub for each 6 beds.
Toilet room: With lavatories in bedrooms—1 water closet for each 6 beds and 1 lavatory for each 3 water closets. Without lavatories in bedrooms—1 water closet for each 6 beds and 1 lavatory for each 5 beds.
Linen closet.
Janitors' closet.
Telephone facilities.[1]
General facilities:
Lobby.
Office.
Main lounge (with alcoves [1]).
Men's toilet (off lobby).
Storage room for trunks.
Laundry distribution room.[1]
Employees' toilet room.[1]
Boiler room (if facilities not available elsewhere).

(Sec. 215, 58 Stat. 690, as amended; 42 U.S.C. 216. Interpret or apply sec. 622, 60 Stat. 1042; 42 U.S.C. 291e)

This amendment was approved by the Federal Hospital Council and shall become effective immediately on the date of publication in the FEDERAL REGISTER.

Dated: August 6, 1959.

[SEAL] L. E. BURNEY,
Surgeon General.

Approved:

L. E. BURNEY,
Chairman,
Federal Hospital Council.

Approved: August 17, 1959.

ARTHUR S. FLEMMING,
Secretary of Health, Education, and Welfare.

[F.R. Doc. 59-6955; Filed, Aug. 20, 1959; 8:48 a.m.]

Title 43—PUBLIC LANDS: INTERIOR

Subtitle A—Office of the Secretary of the Interior

PART 8—JOINT POLICY FOR LAND ACQUISITION ON RESERVOIR PROJECTS; DEPARTMENT OF THE INTERIOR—DEPARTMENT OF THE ARMY

Lands for Recreation and Fish and Wildlife

The Department of the Army and the Department of the Interior for sometime have had a Joint Policy for Land Acquisition on Reservoir Projects. The two Departments have agreed, with respect to the Joint Policy, upon a Supplement Regarding Acquisition of Lands for Recreation and Fish and Wildlife at Federal Reservoir Projects, which has received

Presidential approval. Accordingly, the Supplement is adopted by the Department of the Interior and the provisions of the Supplement are set forth in a new section numbered § 8.6a which is added to Part 8 and which reads as follows:

§ 8.6a Supplementary provisions regarding acquisition of lands for recreation and fish and wildlife at Federal reservoir projects.

(a) Federal water storage reservoirs are important elements in the Nation's outdoor recreation and fish and wildlife resources.

(b) Recreation and fish and wildlife opportunities, both present and potential, shall be considered throughout the planning, construction, operation, and maintenance of reservoir projects in cooperation with Federal, State and local governmental agencies having responsibilities relative to public recreation and fish and wildlife. The purpose of this supplement is to assure that when reservoir projects are being formulated for other purposes, recreation and fish and wildlife purposes would also be considered and the limited land areas needed to protect and preserve recreation and fish and wildlife potentials will be defined. Recommendations submitted to the Congress will, of course, be subjected to normal Bureau of the Budget review.

(c) The development and utilization of the public recreational and fish and wildlife potentialities shall be a correlative purpose of reservoir projects undertaken by the Federal Government. By correlative purpose is meant that while a reservoir project would not be recommended solely for recreation or fish and wildlife purposes, once it is determined that a reservoir project is required for other purposes then recreation and fish and wildlife purposes will receive parallel consideration in the formulation, design and operation of the project.

(d) The public recreational and fish and wildlife potentialities created by reservoir projects constructed with Federal funds should be protected and preserved for the benefit of the general public and the acquisition of such shoreline lands as are needed for that purpose shall be recommended to the Congress, to the extent such acquisition is justified by the public benefits which would otherwise be foregone.

(e) When acquisition of lands is justified for recreation and fish and wildlife purposes as set forth in paragraph (d) of this section such lands shall be shown separately in reports of project plans to insure that Congress has full information upon which to base a decision as to their inclusion in the project authorization.

(f) The primary responsibility of State and local governmental agencies for providing recreational facilities for their people shall be recognized but the Federal Government should cooperate with the State and local governmental agencies in protecting and preserving recreational opportunities in connection with the construction, maintenance and operation of Federal navigation, flood control, irrigation, or multiple-purpose reservoir projects.

(Sec. 7, 10, 32 Stat. 389, 390, as amended, secs. 14, 15, 53 Stat. 1197, 1198; 43 U.S.C. 373, 389, 421, 485l)

ELMER F. BENNETT,
Acting Secretary of the Interior.

AUGUST 17, 1959.

[F.R. Doc. 59-6950; Filed, Aug. 20, 1959; 8:47 a.m.]

Chapter I—Bureau of Land Management, Department of the Interior

APPENDIX—PUBLIC LAND ORDERS

[Public Land Order 1946]

[Utah 033877]

UTAH

Withdrawing Public Lands for Use of the Federal Aviation Agency as an Administrative Site

By virtue of the authority vested in the President and pursuant to Executive Order No. 10355 of May 26, 1952, it is ordered as follows:

Subject to valid existing rights, the following-described public lands in Utah are hereby withdrawn from all forms of appropriation under the public land laws, including the mining and mineral-leasing laws, but not the disposal of materials under the Act of July 31, 1947 (61 Stat 681; 30 U.S.C. 601–604) as amended, and reserved for use by the Federal Aviation Agency, as an administrative site.

SALT LAKE MERIDIAN

T. 36 S., R. 3 W.,
Sec. 7, lot 2.

The area described contains 34.34 acres.

ROGER ERNST,
Assistant Secretary of the Interior.

AUGUST 17, 1959.

[F.R. Doc. 59-6944; Filed, Aug. 20, 1959; 8:47 a.m.]

PROPOSED RULE MAKING

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

[50 CFR Part 35]

MISSISQUOI NATIONAL WILDLIFE REFUGE, VERMONT

Hunting

Notice is hereby given that pursuant to the authority contained in section 10 of the Migratory Bird Conservation Act of February 18, 1929 (45 Stat. 1224; 16 U.S.C. 715i), and under authority delegated by Commissioner's Order 4 (22 F.R. 8126), it is proposed to amend § 35.52 of Subpart—Missisquoi National Wildlife Refuge, Vermont, Chapter I, Title 50, Code of Federal Regulations, to read as set forth in tentative form below. The purpose is to permit deer hunting during a part of the 1959 State season on certain lands of the Missisquoi National Wildlife Refuge in accordance with existing State procedures and regulations.

Interested persons may submit in duplicate written comments, suggestions, or objections with respect to the proposed amendment to the Director, Bureau of Sport Fisheries and Wildlife, Washington 25, D.C., within thirty days of the date of publication of this notice in the FEDERAL REGISTER.

Dated: August 17, 1959.

D. H. JANZEN,
Director, Bureau of Sport Fisheries and Wildlife.

HUNTING

§ 35.52 Hunting of deer permitted.

Subject to compliance with the provisions of Parts 18 and 21 of this chapter, the hunting of deer is permitted on the hereinafter described lands of the Missisquoi National Wildlife Refuge, Vermont, by bow and arrow only, on November 14 and 15, 1959, and by shotgun only on November 21 and 22, 1959, subject to the following conditions, restrictions, and requirements:

(a) *Hunting area.* The hunting of deer is permitted on all lands of the refuge except that area of Big Marsh Slough lying east of a posted line between the north end of the Goose Bay dike and the northwest boundary of the Julian Clark tract, and except within posted areas around refuge headquarters, around the Missisquoi River bank work center, and around the Cora Tabor residence.

(b) *State laws.* Strict compliance with all applicable State laws and regulations is required.

(c) *Hunting methods.* Hunting of buck deer with antlers 3 inches or more in length is permitted by bow and arrow only on November 14 and 15, 1959, and by other than rifled firearms only on November 21 and 22, 1959. All equipment must meet the requirements of State laws and regulations. Dogs are not permitted on the refuge for use in the hunting of deer. Hours of hunting are from 6:00 a.m. to 5:00 p.m.

(d) *Checking stations.* A checking station will be established and publicized locally by the Refuge Manager. Hunters, upon entering the hunting area, shall report at the checking station to qualify and obtain a permit. Hunters, upon leaving the hunting area, shall exhibit any deer killed and report at the checking station any information that may be requested.

[F.R. Doc. 59-6943; Filed, Aug. 20, 1959; 8:46 a.m.]

FEDERAL AVIATION AGENCY

[14 CFR Parts 600, 601]

[Airspace Docket No. 59-WA-30]

FEDERAL AIRWAYS AND CONTROL AREAS

Extension of Federal Airway and Associated Control Areas

Pursuant to the authority delegated to me by the Administrator (§ 409.13, 24 F.R. 3499), notice is hereby given that the Federal Aviation Agency is considering an amendment to §§ 600.6156 and 601.6156 of the regulations of the Administrator, as hereinafter set forth.

VOR Federal airway No. 156 presently extends from Elkins, W. Va., to Richmond, Va. The Federal Aviation Agency has under consideration the extension of VOR Federal airway No. 156 from Richmond, Va., to Cape Charles, Va., to provide a westbound VOR departure route for aircraft departing airports located within the Norfolk, Va., terminal area. If such action is taken, VOR Federal airway No. 156 and the associated control areas would then be designated from Elkins, W. Va., to Cape Charles, Va.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Regional Administrator, Federal Aviation Agency, New York International Airport, Jamaica, N.Y. All communications received within thirty days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Regional Administrator, or the Chief, Airspace Utilization Division, Federal Aviation Agency, Washington 25, D.C. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official Docket will be available for examination by interested persons at the Docket Section, Federal Aviation Agency, Room B-316, 1711 New York Avenue NW., Washington 25, D.C. An informal Docket will also be available for examination at the office of the Regional Administrator.

This amendment is proposed under sections 307(a) and 313(a) of the Federal Aviation Act of 1958 (72 Stat. 749, 752; 49 U.S.C. 1348, 1354).

In consideration of the foregoing, it is proposed to amend §§ 600.6156 (24 F.R. 703) and 601.6156 (14 CFR, 1958 Supp. 601.6156) as follows:

1. In § 600.6156 *VOR Federal airway No. 156 (Elkins, W. Va., to Richmond, Va.)*:

a. Delete "*(Elkins, W. Va., to Richmond, Va.)*" and substitute therefor "*(Elkins, W. Va., to Cape Charles, Va.)*".

b. Delete "to the Richmond, Va., VOR" and substitute therefor, "Richmond, Va., VOR; point of INT of the Richmond VOR 090° and the Norfolk, Va., VOR 336° radials; to the Cape Charles, Va., VOR".

2. In § 601.6156 *VOR Federal airway No. 156 control areas (Elkins, W. Va., to Richmond, Va.)*, delete "*(Elkins, W. Va., to Richmond, Va.)*" and substitute therefor "*(Elkins, W. Va., to Cape Charles, Va.)*".

Issued in Washington, D.C. on August 14, 1959.

GEORGE S. CASSADY,
Acting Director,
Bureau of Air Traffic Management.

[F.R. Doc. 59-6939; Filed, Aug. 20, 1959; 8:46 a.m.]

NOTICES

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

ALASKA

Notice of Filing of Plats of Survey and Order Providing for Opening of Public Lands

1. The following plats of original survey within Township 17 North, Range 4 West, Seward Meridian will be officially filed in the Anchorage Land Office, Anchorage, Alaska effective at 10:00 a.m. on August 31, 1959.

SEWARD MERIDIAN

Township 17 North, Range 4 West,
Plat of Section 11 and 12 containing 603.88 acres.
Plat of Section 13 and 14 containing 919.00 acres.
Plat of Section 19 and 30 containing 1095.43 acres.
Plat of Section 31 and 32 containing 1029.67 acres.
Plat of Section 20, 21 and 29 containing 1912.73 acres.
Plat of Section 28 and 33 containing 911.11 acres.

2. The land is located approximately 20 miles northwest of Anchorage, Alaska. Flat Lake, Horseshoe Lake, Crooked Lake, and East and West Papoose Twins Lakes lie within this area. The terrain ranges from marsh area to low rolling hills. The soil is generally sandy loam and covered with scattered birch, spruce, cottonwood, and berry bushes.

3. Public Land Order 1570 dated December 24, 1957 withdraws the following land, subject to valid existing rights, from all forms of appropriation under the public land laws, including the mining but not the mineral leasing laws nor the Act of July 31, 1947 (61 Stat. 681; 69 Stat. 367; 30 U.S.C. 601-604) as amended, and reserves the land under the jurisdiction of the Secretary of the Interior for Administration and maintenance as a public recreation area pending conveyance or other disposal as authorized by the Act of May 4, 1956, as amended by the Act of August 30, 1957 (71 Stat. 510):

SEWARD MERIDIAN

Township 17 North, Range 4 West, S.M.,
Section 12—Lot 9.
Containing 35.49 acres.

4. The following land is withdrawn by Small Tract Classification Order number 88 dated September 21, 1954, as amended June 16, 1959:

SEWARD MERIDIAN

Township 17 North, Range 4 West,
Section 28—Lots 1-15, inclusive, 17, 21, 24-34 inclusive, 36, 37, SW¼NW¼SE¼NE¼, S½N½SW¼NE¼, S½NE¼SE¼NW¼.
Section 29—Lots 2, 3, 5, 6, 7, 8.
Section 32—Lots 1, 2, 3.
Section 33—Lots 1, 6-9 inclusive, 15-20 inclusive.
Containing 193.21 acres.

5. Recreation and public purposes classification order number 91 classifies the following described land as suitable for lease and sale for public purposes under the Act of June 14, 1926 (44 Stat. 741; 43 U.S.C. 869; 43 CFR Part 254) as amended:

SEWARD MERIDIAN

Township 17 North, Range 4 West,
Section 28: N½ of Lot 19.
Containing approximately 4.74 acres.

6. Subject to valid existing rights and the requirements of applicable law, the land described in paragraph 1 of this order and not withdrawn by paragraph 3, 4 and 5, are hereby opened to filing of applications, selections and locations in accordance with the following:

a. Applications and selections under the nonmineral public land laws and applications and offers under the mineral leasing laws may be presented to the Manager, Anchorage Land Office, beginning on the date of this order. Such applications, selections and offers will be considered as filed on the hour and respective dates shown for the various classes enumerated in the following paragraphs:

(1) Applications by persons having prior existing valid settlement rights, preference rights conferred by existing laws, or equitable claims subject to allowance and confirmation will be adjudicated on the facts presented in support of each claim or right. All applications presented by persons other than those referred to in this paragraph will be subject to the applications and claims mentioned in this paragraph.

(2) All valid applications under the Homestead, Alaska Homesite, and Petitions for Small Tracts by qualified vet-

erans of World War II, or of the Korean conflict, and by others entitled to preference rights under the Act of September 27, 1944 (58 Stat. 747; 43 U.S.C. 279–284 as amended), presented prior to 10:00 a.m. on August 31, 1959, will be considered as simultaneously filed at that hour. Rights under such preference right applications filed after that hour and before 10:00 a.m. on November 30, 1959, will be governed by time of filing.

(3) All valid applications and selections under the nonmineral public land laws, other than those mentioned under paragraphs (1) and (2) above, and applications and offers under the mineral leasing laws, presented prior to 10:00 a.m. on November 30, 1959, will be considered as simultaneously filed at that hour. Rights under such applications and selections filed after that hour will be governed by the time of filing.

b. The lands will be open to location under the United States mining laws, beginning 10:00 a.m. on November 30, 1959.

7. Persons claiming veterans' preference rights under paragraph a(2) above must enclose with their applications proper evidence of military or naval service, preferably a complete photostatic copy of the certificate of honorable discharge. Persons claiming preference rights based upon valid settlement, statutory preference, or equitable claims must enclose properly corroborated statements in support of their applications, setting forth all facts relevant to their claims. Detailed rules and regulations governing applications which may be filed pursuant to this notice can be found in Title 43 of the Code of Federal Regulations.

8. Applications for these lands, which shall be filed in the Land Office at Anchorage, Alaska, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations to the extent such regulations are applicable. Applications under the homestead and homesite laws shall be governed by the regulations contained in Parts 64, 65, and 166 of Title 43 of the Code of Federal Regulations.

9. Inquiries concerning these lands shall be addressed to the Manager, Anchorage Land Office, Anchorage, Alaska.

Dated: Aug. 13, 1959.

IRVING W. ANDERSON,
Manager.

[F.R. Doc. 59–6945; Filed, Aug. 20, 1959; 8:47 a.m.]

ALASKA

Notice of Filing of Plat of Survey and Order Providing for Opening of Public Lands

1. Plat of survey of the lands described below will be officially filed in the Anchorage Land Office, Anchorage, Alaska effective at 10:00 a.m. August 31, 1959.

SEWARD MERIDIAN

Township 11 North, Range 2 West,
Section 6—All.
Containing 609.49 acres.

2. The land is located approximately fourteen miles southeast of Anchorage, Alaska. The northwest corner of the section is located on a westerly slope of the Chugach Mountain Range, elevation extending from 1400 feet to a high of 3200 feet in the southeast corner. The northeast portion of the section is drained by Rabbit Creek northwesterly into Turnagin Arm and the southwest portion is drained by Little Rabbit Creek. The soil varies from sandy loam to bare rock and shale on the slopes. The timber is spruce, and alder clumps.

3. The following land which was previously withdrawn by Power Site Classification Number 107 dated June 12, 1925, is subject to the provisions of section 24 of the Federal Power Act of June 10, 1920 (41 Stat. 1075; 16 U.S.C. 818), as amended, and provided for by Restoration Order Number 1 dated November 16, 1951:

SEWARD MERIDIAN

Township 11 North, Range 2 West,
Section 6—NW¼NE¼, E½NE¼.
Containing 120 acres.

4. Subject to valid existing rights, the requirements of applicable law, and the stipulation mentioned in paragraph 3, all of the land described in Paragraph 1 is hereby opened to filing of applications, selections and locations in accordance with the following:

a. Applications and selections under the nonmineral public land laws and applications and offers under the mineral leasing laws may be presented to the Manager, Anchorage Land Office, beginning on the date of this order. Such applications, selections and offers will be considered as filed on the hour and respective dates shown for the various classes enumerated in the following paragraph:

(1) Applications by persons having prior existing vaid settlement rights, preference rights conferred by existing laws, or equitable claims subject to allowance and confirmation will be adjudicated on the facts presented in support of each claim or right. All applications presented by persons other than those referred to in this paragraph will be subject to the applications and claims mentioned in this paragraph.

(2) All valid applications under the Homestead, Alaska Homesite, and Petitions for Small Tracts by qualified veterans of World War II, or of the Korean conflict, and by others entitled to preference rights under the Act of September 27, 1944 (58 Stat. 747; 43 U.S.C. 279–284 as amended), presented prior to 10:00 a.m. on August 31, 1959, will be considered as simultaneously filed at that hour. Rights under such preference right applications filed after that hour and before 10:00 a.m. November 30, 1959, will be governed by time of filing.

(3) All valid applications and selections under the non-mineral public land laws, other than those mentioned under paragraphs (1) and (2) above, and applications and offers under the mineral leasing laws, presented prior to 10:00 a.m. on November 30, 1959, will be considered as simultaneously filed at that hour. Rights under such applications and selections filed after that hour will be governed by the time of filing.

b. The lands will be open to location under the United States mining laws, beginning 10:00 a.m. on November 30, 1959.

5. Persons claiming veterans' preference rights under paragraph a(2) above must enclose with their applications proper evidence of military or naval service, preferably a complete photostatic copy of the certificate of honorable discharge. Persons claiming preference rights based upon valid settlement, statutory preference, or equitable claims must enclose properly corroborated statements in support of their applications, setting forth all facts relevant to their claims. Detailed rules and regulations governing applications which may be filed pursuant to this notice can be found in Title 43 of the Code of Federal Regulations.

6. Applications for these lands, which shall be filed in the Land Office at Anchorage, Alaska shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations to the extent such regulations are applicable. Applications under the homestead and homesite laws shall be governed by the regulations contained in Parts 64, 65, and 166 of Title 43 of the Code of Federal Regulations.

7. Inquiries concerning these lands shall be addressed to the Manager, Anchorage Land Office, Anchorage, Alaska.

Dated: August 13, 1959.

IRVING W. ANDERSON,
Manager.

[F.R. Doc. 59–6946; Filed, Aug. 20, 1959; 8:47 a.m.]

ALASKA

Notice of Filing of Plat of Survey and Order Providing for Opening of Public Lands

1. Plat of original survey of the land described below will be officially filed in the Anchorage Land Office, Anchorage, Alaska, effective at 10:00 a.m. August 31, 1959.

SEWARD MERIDIAN

Township 7 North, Range 10 West,
Section 6—All.
Containing 609.94 acres.

2. The land is located in the Kenai Alaska area. Bishop Creek flows through the northwestern portion of the section. The land is situated on a ridge about 150 feet higher than the surrounding country in the southwestern part, to rolling in the northern portion and nearly level along the easterly portion of the section. The soil is sandy loam covered with spruce and birch timber with an undergrowth of alder and berry bushes.

3. The following land lies within the Kenai National Moose Range established by Executive Order 8979 dated December 16, 1941 and is under the jurisdiction of the Department of Interior, Fish and Wildlife Service:

SEWARD MERIDIAN

Township 7 North, Range 10 West,
Section 6—SE¼NE¼, E½SE¼, SW¼SE¼.
Containing 160 acres.

4. The following land lies within the exception strip of the Kenai National Moose Range as established by Executive Order 8979 dated December 16, 1941, which provided that certain portions of the Moose Range are available to appropriation under the public land laws:

SEWARD MERIDIAN

Township 7 North, Range 10 West,
Section 6—Lot 1 through 7, SE¼NW¼, SW¼NE¼, E½SW¼.
Containing 449.94 acres.

5. Subject to valid existing rights and the requirements of applicable law the land described in number 4 is hereby opened to filing of applications, selections, and locations in accordance with the following:

a. Applications and selections under the nonmineral public land laws and applications and offers under the mineral leasing laws may be presented to the Manager, Anchorage Land Office, beginning on the date of this order. Such applications, selections and offers will be considered as filed on the hour and respective dates shown for the various classes enumerated in the following paragraph:

(1) Applications by persons having prior existing valid settlement rights, preference rights conferred by existing laws, or equitable claims subject to allowance and confirmation will be adjudicated on the facts presented in support of each claim or right. All applications presented by persons other than those referred to in this paragraph will be subject to the applications and claims mentioned in this paragraph.

(2) All valid applications under the Homestead, Alaska Homesite, and Petitions for Small Tracts by qualified veterans of World War II, or of the Korean conflict, and by others entitled to preference rights under the Act of September 27, 1944 (58 Stat. 747; 43 U.S.C. 279–284 as amended), presented prior to 10:00 a.m. on August 31, 1959, will be considered as simultaneously filed at that hour. Rights under such preference right applications filed after that hour and before 10:00 a.m. on November 30, 1959, will be governed by time of filing.

(3) All valid applications and selections under the nonmineral public land laws, other than those mentioned under paragraphs (1) and (2) above, and applications and offers under the mineral leasing laws, presented prior to 10:00 a.m. on November 30, 1959, will be considered as simultaneously filed at that hour. Rights under such applications and selections filed after that hour will be governed by the time of filing.

b. The lands will be open to location under the United States mining laws, beginning at 10:00 a.m. on November 30, 1959.

6. Persons claiming veteran's preference rights under paragraph a(2) above must enclose with their applications proper evidence of military or naval service, preferably a complete photostatic copy of the certificate of honorable discharge. Persons claiming preference rights based upon valid settlement, statutory preference, or equitable claims must enclose properly corroborated statements in support of their applications, setting forth all facts relevant to their claims. Detailed rules and regulations governing applications which may be filed pursuant to this notice can be found in Title 43 of the Code of Federal Regulations.

7. Applications for these lands, which shall be filed in the Land Office at Anchorage, Alaska, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations to the extent such regulations are applicable. Applications under the homestead and homesite laws shall be governed by the regulations contained in Parts 64, 65, and 166 of Title 43 of the Code of Federal Regulations.

8. Inquiries concerning these lands shall be addressed to the Manager, Anchorage Land Office, Anchorage, Alaska.

Dated: August 13, 1959.

IRVING W. ANDERSON,
Manager.

[F.R. Doc. 59–6947; Filed, Aug. 20, 1959; 8:47 a.m.]

TEXAS AND LOUISIANA

Calling for Nominations for Areas To Be Offered for Oil and Gas Leasing in Outer Continental Shelf

AUGUST 14, 1959.

Pursuant to authority prescribed in 43 CFR 201.20, notice is hereby given that nomination of areas for prospective oil and gas leasing in the Outer Continental Shelf off the States of Louisiana (Zones 3 and 4) [1] and Texas may be submitted to the Director, Bureau of Land Management, Washington 25, D.C., not later than September 25, 1959. Copies of any nominations must be sent to the Regional Oil and Gas Supervisor, Geological Survey, Gulf Coast Region, 204 Maritime Building, 203 Carondelet Street, New Orleans 12, Louisiana. Envelopes should be marked "Nominations for leasing in the Outer Continental Shelf."

Nominated areas must be identified by block numbers and names of areas as shown on the official leasing maps. Properly described subdivisions of blocks may be nominated. Reduced copies of the official leasing maps assembled in separate sets, one for Louisiana and one for Texas, may be procured from the Manager, Bureau of Land Management Office, Bureau of Land Management, Room 1001–A, Maritime Building, 203 Carondelet Street, New Orleans, Louisiana, or the Director, Bureau of Land Management, Washington 25, D.C., at a cost of $1 per set. The Louisiana set of maps includes a new map Louisiana 3A, South Marsh Island Area approved August 7, 1959. This new map shows only the blocks in Zone 4, as no nominations will be received in Zone 3 of the South Marsh Island Area.

Any areas selected to be offered for competitive bidding will be published in the FEDERAL REGISTER and other publications. The published notice of lease offer will state the conditions and terms for leasing (43 CFR 201.20) and the place, date and hour at which the bids will be opened.

EDWARD WOOZLEY,
Director.

[F.R. Doc. 59–6948; Filed, Aug. 20, 1959; 8:47 a.m.]

[1] Zones 3 and 4 are the areas designated and described in the Agreement of October 12, 1956, between the United States of America and the State of Louisiana.

Bureau of Mines

HEALTH AND SAFETY ACTIVITY INSTRUCTIONS

Designated Officials

Paragraph 205.2.4, Health and Safety Activity Instructions, Bureau of Mines Manual (23 F.R. 10389), is hereby amended as follows:

In the list of designated officials in subparagraph .4A(1), add the following new titles:

Chief, Branch of Dust Explosions (Pittsburgh).
Chief, Division of Health (Pittsburgh).
Budget Officer, Health and Safety (Pittsburgh).
Research Director, Health and Safety Research and Testing Center (Pittsburgh).

Dated: August 14, 1959.

JAMES WESTFIELD,
Assistant Director, Health and Safety.

[F. R. Doc. 59–6949; Filed, Aug. 20, 1959; 8:47 a.m.[

ATOMIC ENERGY COMMISSION

[Docket No. 50–10]

COMMONWEALTH EDISON CO.

Notice of Hearing

Take notice that a hearing will be held at 10:30 a.m., e.d.t., on September 2, 1959 at the Headquarters auditorium of the United States Atomic Energy Commission in Germantown, Maryland, for the receipt and consideration of additional evidence that may be offered by Commonwealth Edison Company and the staff respecting Commonwealth's application for a section 104 license for a nuclear power reactor facility, and particularly concerning the completion of the construction of the facility as defined by the construction permit issued to Commonwealth Edison Company, and as required by the Atomic Energy Act, and rules, regulations, and decisions of the Commission.

Dated this 17th day of August 1959.

SAMUEL W. JENSCH,
Presiding Officer.

MEMORANDUM ACCOMPANYING NOTICE OF HEARING

The proposals submitted by the staff in this proceeding contemplate that further findings, in addition to those possible upon the

basis of the present record, must be made before the proposed license should be issued by the Commission. In the applicant's view, the matters that are presently uncompleted can be set forth later when completed, in a report which it is suggested can be filed with the Commission by one of its divisions.

Consideration of the technical interrelationship of the several component systems of the proposed nuclear reactor facility, in relation to the over-all issue of safety, appears to prevent piece-meal determination, with any degree of finality, of the adequacy and safety of the plant at its present status of construction. In addition, the construction permit issued to this applicant defines completion of the construction of the facility as when ready for initial fuel loadings. With this requirement is the command of Section 185 of the Atomic Energy Act which permits the Commission to consider the issuance of an operating license when the construction of the facility has been completed.

No motion was made to modify that requirement of the construction permit, its terms were accepted by the applicant, and its force cannot be disregarded, even though one witness and applicant's brief appear to argue that the permit can be otherwise construed. The present record does contain opinion evidence that even at the existing status of construction, the proposed facility can be operated with reasonable assurance of safety, but, like those views expressed at the design stage of the proposal, it is concluded that the most important plant components should be completely constructed in order to provide an adequate basis for a final opinion on safety.

Every effort should be and will be made to avoid delays in this proceeding, but it is not considered that the time needed to carry out a statutory proceeding constitutes a delay. The portions of the plant remaining to be completed, after the July hearing, involve fundamental and basic components. While percentages have been offered by the applicant, such as one 90 percent figure, to show how sufficiently the plant is already completed, the remaining 10 percent in the number of plant components appear to reflect such vital factors in safety as to represent almost 99 percent thereof. At the present stage of the record, the most important portion of the plant, from the aspect of safety, that is, the nuclear steam supply system, is not completely constructed. The findings submitted by both the staff and the applicant recognize that the nuclear steam supply system and reactor safety and instrumentation system, as well as some others, are required to be completed prior to the commencement of the critical loading program to assure safe conduct of such program.

The hearing is set for September 2, 1959 with the thought that if the construction program has been accelerated in any degree, since July, the completed construction can be immediately reflected in the record. If September 15 remains as the date, however, for the completed construction as projected in July, the hearing can be recessed to reconvene whenever the applicant informs the Presiding Officer that the additional evidence is available. By the process of recess, additional days for a notice of hearing can be obviated. The possibility of approximately a week's time for hearing and submittal to the Commission will not support the contentions of applicant that it will suffer great financial loss, in view of its likely capitalization of interest during construction prior to completion. It does not appear to the Presiding Officer that the recommended piecemeal presentation of the record thus far to the Commission will achieve the finality claimed, for if the plant component, having 99 percent in importance for safety, has not been completed, its status and effect upon all of the surrounding and satellite units can only be judged when construction is complete.

August 17, 1959, Germantown, Md.

SAMUEL W. JENSCH,
Presiding Officer.

[F.R. Doc. 59-6934; Filed, Aug. 20, 1959; 8:45 a.m.]

[Docket No. 50-129]

WEST VIRGINIA UNIVERSITY

Notice of Issuance of Facility License Amendment

Please take notice that the Atomic Energy Commission has issued Amendment No. 1, set forth below, to License No. R-58. The amendment authorizes West Virginia University to operate its nuclear reactor Model AGN-211, Serial No. 103 with (1) the reactor temperature switch set no lower than 20° C and no higher than 25° C, and (2) a maximum of 0.35 percent excess reactivity loaded in the reactor with the experimental facilities empty and a maximum of 0.55 percent excess reactivity in the reactor with moderator or fuel in the experimental facilities, provided that the excess reactivity shall be determined at the temperature at which the reactor temperature switch is set. Previously, the excess reactivity loadings were determined at a reactor temperature of 20° C, which was the setting for the reactor temperature switch. The Hazards Evaluation Branch of the Division of Licensing and Regulation has reviewed the proposed changes and concluded that operation of the reactor in accordance with the amended license will not present any substantial changes in the hazards to the health and safety of the public from those presented by the previously approved operation of the reactor. Accordingly, the Commission has found that prior public notice of proposed issuance of this amendment is not necessary in the public interest. The Commission has found that operation of the reactor in accordance with the terms and conditions of the license, as amended, will not present any undue hazard to the health and safety of the public and will not be inimical to the common defense and security.

In accordance with the Commission's rules of practice (10 CFR Part 2) the Commission will direct the holding of a formal hearing on the matter of the issuance of the license amendment upon receipt of a request therefor from the licensee or an intervener within thirty days after issuance of the license amendment. For further details, see the application for license amendment submitted by West Virginia University on file at the Commission's Public Document Room, 1717 H Street NW., Washington 25, D.C.

Dated at Germantown, Md., this 17th day of August 1959.

For the Atomic Energy Commission.

R. L. KIRK,
Deputy Director, Division of Licensing and Regulation.

[License No. R-58; Amdt. 1]

Paragraph 4.B. of License No. R-58 is hereby amended to read as follows:

4.B.(1) A maximum of 0.35 percent excess reactivity may be loaded in the reactor with the experimental facilities empty and a maximum of 0.55 percent excess reactivity may be loaded in the reactor with moderator or fuel in the experimental facilities. The excess reactivity loadings shall be determined at the temperature at which the reactor temperature switch is set.

4.B.(2) The reactor temperature switch shall not be set below 20° C. nor above 25° C.

This amendment is effective as of July 31, 1959.

Date of issuance: August 17, 1959.

For the Atomic Energy Commission.

R. L. KIRK,
Deputy Director,
Division of Licensing and Regulation.

[F.R. Doc. 59-6935; Filed, Aug. 20, 1959; 8:45 a.m.]

DEPARTMENT OF THE TREASURY

Foreign Assets Control

IMPORTATION OF MUSK DIRECTLY FROM INDIA

Available Certifications by Government of India

Notice is hereby given that certificates of origin issued by the Ministry of Commerce and Industry of the Government of India under procedures agreed upon between that Government and the Foreign Assets Control are now available with respect to the importation into the United States directly, or on a through bill of lading, from India of the following additional commodity:

Musk.

[SEAL] ELTING ARNOLD,
Acting Director,
Foreign Assets Control.

[F.R. Doc. 59-6962; Filed, Aug. 20, 1959; 8:49 a.m.]

DEPARTMENT OF COMMERCE

Office of the Secretary

ROBERT L. TURNER, JR.

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b)(6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests in the last six months:

A. Deletions: None.
B. Additions: None.

This statement is made as of August 1, 1959.

ROBERT L. TURNER, Jr.

AUGUST 10, 1959.

[F.R. Doc. 59-6936; Filed, Aug. 20, 1959; 8:45 a.m.]

HAROLD L. GRAHAM, JR.

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b) (6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests in the last six months:

A. Deletions: Sold all stock in Resort Airlines, Inc.

B. Additions: Polaroid Corp., Dow Chemical, Corning Glass, G. D. Searle Co.

This statement is made as of August 1, 1959.

HAROLD L. GRAHAM, JR.

AUGUST 10, 1959.

[F.R. Doc. 59-6937; Filed, Aug. 20, 1959; 8:45 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 13072-13075; FCC 59M-1053]

JEFFERSON STANDARD BROADCASTING CO. ET AL.

Order Setting Prehearing Conference

In re applications of Jefferson Standard Broadcasting Company, Greensboro, North Carolina, Docket No. 13072, File No. BPCT-2549; High Point Television Company, High Point, North Carolina, Docket No. 13073, File No. BPCT-2560; Southern Broadcasters, Inc., High Point, North Carolina, Docket No. 13074, File No. BPCT-2579; Hargrove Bowles, Jr., James G. W. MacLamroch, Robert Hamilton Nutt and Ralph C. Price, d/b as Tricities Broadcasting Company, Greensboro, North Carolina, Docket No. 13075, File No. BPCT-2605; for construction permits for television broadcast stations (Channel 8).

It is ordered, This 14th day of August 1959, that all parties, or their counsel, in the above-entitled proceeding are directed to appear for a prehearing conference pursuant to the provisions of § 1.111 of the Commission's rules, at the offices of the Commission in Washington, D.C., at 10 o'clock a.m., September 15, 1959.

Released: August 17, 1959.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] MARY JANE MORRIS,
Secretary.

[F.R. Doc. 59-6965; Filed, Aug. 20, 1959; 8:50 a.m.]

[Docket Nos. 13010-13053; FCC 59M-1049]

MID-AMERICA BROADCASTING SYSTEM, INC., ET AL.

Notice of Prehearing Conference

In re applications of Mid-America Broadcasting System, Inc., Highland Park, Illinois, Docket No. 13010, File No. BP-11689; et al., Docket Nos. 13011, 13012, 13013, 13014, 13015, 13016, 13017, 13018, 13019, 13020, 13021, 13022, 13023, 13024, 13025, 13026, 13027, 13028, 13029, 13030, 13031, 13032, 13033, 13034, 13035, 13036, 13037, 13038, 13039, 13040, 13041, 13042, 13043, 13044, 13045, 13046, 13047, 13048, 13049, 13050, 13051, 13052, 13053; for construction permits.

A prehearing conference will be held Friday, September 25, 1959, at 10 a.m., in the offices of the Commission, Washington, D.C.

Dated: August 14, 1959.

Released: August 17, 1959.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] MARY JANE MORRIS,
Secretary.

[F.R. Doc. 59-6966; Filed, Aug. 20, 1959; 8:50 a.m.]

[Docket No. 13152]

RED'S TAXI

Order To Show Cause

In the matter of George A. Wells, db/as Red's Taxi, 208 North Lincoln, Port Angeles, Washington, Docket No. 13152; order to show cause why there should not be revoked the license for Taxicab Radio Station KOB-620.

There being under consideration the matter of certain alleged violations of the Commission's rules in connection with the operation of the above-captioned station;

It appearing that pursuant to § 1.61 of the Commission's rules, written notice of violation of the Commission's rules was served upon the above-named licensee as follows:

Official Notice of Violation dated March 10, 1959, calling attention to the following violations, observed February 10, 1959:

1. Section 16.108: Complete transmitter measurements have not been made at required times.

2. Section 16.602: No provision made to receive CONELRAD alerts.

3. Section 16.152 (a) and (b): Transmissions from base and mobile station not properly identified.

It further appearing that the above-named licensee received said Official notice but did not make satisfactory reply thereto, whereupon the Commission, by letter dated June 23, 1959, and sent by Certified Mail—Return Receipt Requested (No. 432141), brought this matter to the attention of the licensee and requested that such licensee respond to the Commission's letter within fifteen days from the date of its receipt stating the measures which had been taken, or were being taken, in order to bring the operation of the radio station into compliance with the Commission's rules, and warning the licensee that his failure to respond to such letter might result in the institution of proceedings for the revocation of the radio station license; and

It further appearing that receipt of the Commission's letter was acknowledged by the signature of the licensee's agent, Myrtle A. Wright, on June 24, 1959, to a Post Office Department return receipt; and

It further appearing that, although more than fifteen days have elapsed since the licensee's receipt of the Commission's letter, no response was made thereto; and

It further appearing that in view of the foregoing, the licensee has willfully violated § 1.61 of the Commission's rules;

It is ordered, This 13th day of August 1959, pursuant to section 312(a) (4) and (c) of the Communications Act of 1934, as amended, and section 0.291(b) (8) of the Commission's Statement of Delegations of Authority, that the said licensee show cause why the license for the above-captioned Radio Station should not be revoked and appear and give evidence in respect thereto at a hearing[1] to be held at a time and place to be specified by subsequent order; and

It is further ordered, That the Secretary send a copy of this order by Certified Mail—Return Receipt Requested to the said licensee.

Released: August 17, 1959.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] MARY JANE MORRIS,
Secretary.

[F.R. Doc. 59-6967; Filed, Aug. 20, 1959; 8:50 a.m.]

[Docket No. 13153]

F. E. AND H. T. WALKER

Order To Show Cause

In the matter of F. E. and H. J. Walker, Hillard, Florida, Docket No. 13153;

[1] Section 1.62 of the Commission's rules provides that a licensee, in order to avail himself of the opportunity to be heard, shall, in person or by his attorney, file with the Commission, within thirty days of the receipt of the order to show cause, a written statement stating that he will appear at the hearing and present evidence on the matter specified in the order. In the event it would not be possible for respondent to appear for hearing in the proceeding if scheduled to be held in Washington, D.C., he should advise the Commission of the reasons for such inability within five days of the receipt of this order. If the licensee fails to file an appearance within the time specified, the right to a hearing shall be deemed to have been waived. Where a hearing is waived, a written statement in mitigation or justification may be submitted within thirty days of the receipt of the order to show cause. If such statement contains, with particularity, factual allegations denying or justifying the facts upon which the show cause order is based, the Hearing Examiner may call upon the submitting party to furnish additional information, and shall request all opposing parties to file an answer to the written statement and/or additional information. The record will then be closed and an initial decision issued on the basis of such procedure. Where a hearing is waived and no written statement has been filed within the thirty days of the receipt of the order to show cause, the allegations of fact contained in the order to show cause will be deemed as correct and the sanctions specified in the order to show cause will be invoked.

order to show cause why there should not be revoked the license for Radio Station WC–7256 aboard the Vessel "John T."

There being under consideration the matter of certain alleged violations of the Commission's rules in connection with the operation of the above-captioned station;

It appearing that pursuant to § 1.61 of the Commission's rules, written notice of violation of the Commission's rules was served upon the above-named licensee as follows:

Official Notice of Violation dated February 4, 1959, calling attention to violations (observed January 22, 1959) of the Commission rules, as follows:

Section 8.368(a): No evidence that a log of radiotelephone communications was being maintained.

Section 8.368(a)(5): No official station log entries made to indicate periods of time when a listening watch was maintained on the frequency 2182 kc in accordance with the requirements of § 8.223(b) of the Commission's rules.

It further appearing that the above-named licensee received said Official notice but did not make satisfactory reply thereto, whereupon the Commission, by letter dated March 12, 1959, and sent by Certified Mail—Return Receipt Requested (No. 1–21491), brought this matter to the attention of the licensee and requested that such licensee respond to the Commission's letter within fifteen days from the date of its receipt stating the measures which had been taken, or were being taken, in order to bring the operation of the radio station into compliance with the Commission's rules, and warning the licensee that his failure to respond to such letter might result in the institution of proceedings for the revocation of the radio station license; and

It further appearing that receipt of the Commission's letter was acknowledged by the signature of the licensee's agent, D. Q. Presley on March 13, 1959, to a Post Office Department return receipt; and

It further appearing that although more than fifteen days have elapsed since the licensee's receipt of the Commission's letter, no response was made thereto; and

It further appearing that in view of the foregoing, the licensee has willfully violated § 1.61 of the Commission's rules;

It is ordered, This 13th day of August, 1959, pursuant to section 312(a)(4) and (c) of the Communications Act of 1934, as amended, and section 0.291(b)(8) of the Commission's Statement of Delegations of Authority, that the said licensee show cause why the license for the above-captioned Radio Station should not be revoked and appear and give evidence in respect thereto at a hearing [1] to be held at a time and place to be specified by subsequent order; and

It is further ordered, That the Secretary send a copy of this Order by Certified Mail—Return Receipt Requested to the said licensee.

Released: August 17, 1959.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] MARY JANE MORRIS,
Secretary.

[F.R. Doc. 59–6968; Filed, Aug. 20, 1959; 8:50 a.m.]

[1] Section 1.62 of the Commission's rules provides that a licensee, in order to avail himself of the opportunity to be heard, shall, in person, or by his attorney, file with the Commission, within thirty days of the receipt of the order to show cause, a written statement stating that he will appear at the hearing and present evidence on the matter specified in the order. In the event it would not be possible for respondent to appear for hearing in the proceeding if scheduled to be held in Washington, D.C., he should advise the Commission of the reasons for such inability within five days of the receipt of this order. If the licensee fails to file an appearance within the time specified, the right to a hearing shall be deemed to have been waived. Where a hearing is waived, a written statement in mitigation or justification may be submitted within thirty days of the receipt of the order to show cause. If such statement contains, with particularity, factual allegations denying or justifying the facts upon which the show cause order is based, the Hearing Examiner may call upon the submitting party to furnish additional information, and shall request all opposing parties to file an answer to the written statement and/or additional information. The record will then be closed and an initial decision issued on the basis of such procedure. Where a hearing is waived and no written statement has been filed within the thirty days of the receipt of the order to show cause, the allegations of fact contained in the order to show cause will be deemed as correct and the sanctions specified in the order to show cause will be invoked.

CIVIL AERONAUTICS BOARD

[Docket No. 9476]

UNITED STATES OVERSEAS AIRLINES, INC., ET AL.

Notice of Reconvening of Hearing

In the matter of the formal complaint of United States Overseas Airlines, Inc., against Great Lakes Airlines, Inc., Currey Air Transport, Ltd., Trans-Alaskan Airlines, Inc., Transcontinental Airlines Agency System, Skycoach System and Irving E. Hermann and Ida Mae Hermann.

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, that the hearing in the above-entitled matter will be reconvened in Room 810, U.S. Post Office and Court House, 312 North Spring Street, Los Angeles, California, at 10:00 a.m. (local time) on September 9, 1959, before Examiner John A. Cannon.

Dated at Washington, D.C., August 17, 1959.

[SEAL] THOMAS L. WRENN,
Associate Chief Examiner.

[F.R. Doc. 59–6963; Filed, Aug. 20, 1959; 8:50 a.m.]

FEDERAL POWER COMMISSION

[Docket No. G–19210]

AYERS OIL & GAS CO.

Order for Hearing and Suspending Proposed Change in Rate

AUGUST 14, 1959.

Ayers Oil & Gas Company (Ayers), on July 16, 1959, tendered for filing a proposed change in its presently effective rate schedule for the sale of natural gas subject to the jurisdiction of the Commission. The proposed change, which constitutes an increase in rate and charge, is contained in the following designated filing:

Description: Notice of change, undated.
Purchaser: Hope Natural Gas Company.
Rate schedule designation: Supplement No. 7 to Ayers Oil & Gas Company's FPC Gas Rate Schedule No. 1.
Effective date: August 16, 1959 (effective date is the first day after expiration of the required thirty days' notice).

Ayers' contract with Hope contains no provisions for increase above its present rate, nor has Ayers filed any amendatory agreement containing a favored-nation clause as a supplement to its rate schedule. Upon Commission's request, Ayers forwarded a copy of a letter from Hope basing the rise upon a favored-nation clause allegedly contained in the contract. Hope has subsequently maintained that an error had been made and that the contract in question was in fact being cancelled. No notification of any error has been received nor has Ayers filed to cancel its rate schedule.

The increased rate and charge has not been shown to be justified, and may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful.

The Commission finds: It is necessary and proper in the public interest and to aid in the enforcement of the provisions of the Natural Gas Act that the Commission enter upon a hearing concerning the lawfulness of the proposed changes and that Supplement No. 7 to Ayers' FPC Gas Rate Schedule No. 1, be suspended and the use thereof deferred as hereinafter ordered.

The Commission orders:

(A) Pursuant to the authority of the Natural Gas Act, particularly sections 4 and 15 thereof, the Commission's rules of practice and procedure, and the regulations under the Natural Gas Act (18 CFR Ch. I), a public hearing shall be held upon a date to be fixed by notice from the Secretary concerning lawfulness of the proposed increased rate and charge contained in Supplement No. 7 to Ayers' FPC Gas Rate Schedule No. 1.

(B) Pending the hearing and decision thereon, the supplement is hereby suspended and the use thereof deferred until January 16, 1960, and until such further time as it is made effective in the manner prescribed by the Natural Gas Act.

(C) Neither the Supplement hereby suspended nor the rate schedule sought to be altered thereby shall be changed

until this proceeding has been disposed of or until the period of suspension has expired, unless otherwise ordered by the Commission.

(D) Interested State commissions may participate as provided by §§ 1.8 and 1.37(f) of the Commission's rules of practice and procedure (18 CFR 1.8 and 1.37(f)).

By the Commission.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 59-6940; Filed, Aug. 20, 1959; 8:46 a.m.]

[Docket No. G-15367 etc.]

McALESTER FUEL CO. ET AL.

Notice of Applications and Date of Hearing

AUGUST 14, 1959.

In the matters of McAlester Fuel Company, Operator,[1] Docket No. G-15367; Kingwood Oil Company, Docket No. G-15426; Hunt Oil & Gas Corp., et al.,[2] Docket No. G-15429; Edwin L. Cox,[3] Docket No. G-15435; Starkan Gas Company, Operator,[4] Docket No. G-15440; Starkan Gas Company, Operator,[4] Docket No. G-15441; Kirby Production Company (Formerly Toklan Oil Corporation),[5] Docket No. G-15477; General American Oil Company of Texas,[6] Docket No. G-15479; Theodore A. Parsons, et al., Docket No. G-15489; R. J. Hunter, et al.,[7] Docket No. G-15491; Wilcox Oil and Gas Company, Well No. 1, Docket No. G-15493; S. H. Killingsworth, Operator, et al.,[8] Docket No. G-15790.

Take notice that each of the above Applicants has filed an application for a certificate of public convenience and necessity, pursuant to section 7 of the Natural Gas Act, authorizing each to render service as hereinafter described, subject to the jurisdiction of the Commission, all as more fully represented in the respective applications and amendments and supplements thereto, which are on file with the Commission and open to public inspection.

The respective Applicants produce and propose to sell natural gas for transportation in interstate commerce for resale as indicated below:

Docket No., Field and Location, and Purchaser

G-15367; Tatum Field, Rusk and Panola Counties, Texas; Texas Eastern Transmission Corporation.

G-15426; Northwest Dower Field, Beaver County, Oklahoma; Northern Natural Gas Company.

G-15429; Cowards Gully Field, Beauregard and Calcasieu Parishes, Louisiana; United Gas Pipe Line Company.

G-15435; Acreage in Texas County, Oklahoma; Kansas-Nebraska Natural Gas Company, Inc.

G-15440; Whelan Field, Barber County, Kansas; Cities Service Gas Company.

G-15441; Hardtner Field, Barber County, Kansas; Cities Service Gas Company.

G-15477; Acreage in Beaver County, Oklahoma; Natural Gas Pipeline Company of America.

G-15479; Cotton Valley Field, Webster Parish, Louisiana; United Gas Pipe Line Company.

G-15489; Union District, Ritchie County, West Virginia; Hope Natural Gas Company.

G-15491; Grant District, Doddridge County, West Virginia; Hope Natural Gas Company.

G-15493; Grant District, Doddridge County, West Virginia; Hope Natural Gas Company.

G-15790; Rodessa Field, Marion County, Texas; Arkansas Louisiana Gas Company.

These related matters should be heard on a consolidated record and disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing will be held on September 29, 1959 at 9:30 a.m., e.d.s.t., in a hearing room of the Federal Power Commission, 441 G Street N.W., Washington, D.C., concerning the matters involved in and the issues presented by such applications: *Provided, however,* That the Commission may, after a non-contested hearing, dispose of the proceedings pursuant to the provisions of § 1.30(c) (1) or (2) of the Commission's rules of practice and procedure. Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicants to appear or be represented at the hearing.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D.C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before September 11, 1959. Failure of any party to appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the intermediate decision procedure in cases where a request therefor is made.

JOSEPH H. GUTRIDE,
Secretary.

[1] The McAlester Fuel Company, Operator, filing for itself and, as Operator, lists in the related rate schedule filing, together with its percentage of working interest, Skelly Oil Company, as nonoperator. Application covers a ratification agreement dated March 26, 1958, of a basic gas sales contract dated June 12, 1957, between Robert Cargill, seller, and Texas Eastern Transmission Corporation, buyer. McAlester and Skelly are both signatory parties to the subject ratification agreement, which agreement has also been signed by the buyer.

[2] Hunt Oil & Gas Corp., Jack I. Straus, Irma N. Straus, Harry Hunt, Marjorie C. Bienstock, W. Harold Hoffman, Clifford Michel, Barbara R. Michel, Muriel R. Pershing, Kathryn B. Miller, Montaque Hackett, W. H. Bell, individually and as Executor of the Estate of Vera K. Bell, deceased, and Edgar Ainsworth Eyre, nonoperators, are filing jointly for their interests in seven gas units. All are signatory seller parties to the subject gas sales contract. Deliveries commenced in November 1958 and the amendment filed acknowledges Applicant's willingness to accept a conditioned certificate requiring refund to buyer should the additional one cent Louisiana tax levied pursuant to Act No. 8 of 1958 (House Bill 303) be invalidated.

[3] Application covers an amendatory agreement dated April 17, 1958 which adds additional acreage to a basic gas sales contract dated January 7, 1957.

[4] Starkan Gas Company, a partnership composed of Marie R. Patteson, James S. Patteson III, S. Starke Patteson, F. Norton Patteson and David E. Patteson. All are signatory seller parties to the two separate gas sales contracts each of which is dated May 20, 1958.

[5] Application covers an amendatory agreement dated April 25, 1958 which adds casinghead gas to a ratification agreement, dated December 17, 1956 (covering gas well gas) between Toklan Oil Corp. (now Kirby Production Company), seller, and Pipeline Co., buyer, of a basic gas sales contract dated November 7, 1955, as amended, between The Carter Oil Company, seller, and Pipeline Co., buyer. Toklan was authorized to sell gas under the ratification agreement dated December 17, 1956 and Kirby is the sole signatory seller party to the subject amendatory agreement.

[6] Amendment filed acknowledges Applicant's willingness to accept a conditioned certificate requiring refund to buyer should the additional one cent Louisiana tax levied pursuant to Act No. 8 of 1958 (House Bill 303) be invalidated.

[7] R. J. Hunter, et al., Applicant, is a partnership comprised of R. J. Hunter, Chester E. Bucher, Fred R. Ritmuller, Roger K. Stockton, Stanley Stockton, Clarence Hall, Semour Randolph Grant, Frances Hurley, A. L. Krantz, Edward Karpinski, Pearl Sutherland, H. S. Doubleday, Jr., Sydney Bebbington, R. E. Richards, Frances R. North, Ward Guthrie, Wm. G. Everhart, Victor J. Koser, Scandola Oil and Gas Co., Olin Wetzel, C. A. Stricklin and Laura C. Barnes. All are signatory seller parties to the subject gas sales contract through the signatures of R. J. Hunter, who has signed the contract individually, and as Attorney-in-Fact for the remaining co-owners.

[8] S. H. Killingsworth, Operator, is filing for himself and on behalf of the following nonoperators: F. R. Jackson, J. D. Blackburn, B. J. Wooley, Mrs. Claude A. Williams and Jack T. Williams, Independent Executrix and Executor of the Estate of Claude A. Williams and Edwin Lacy. All are signatory seller parties to the subject gas sales contract.

[F.R. Doc. 59-6941; Filed, Aug. 20, 1959; 8:46 a.m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 70-3810]

UNION ELECTRIC CO.

Notice of Proposed Underwritten Common Stock Offering to Stockholders and Offering of Unsubscribed Shares to Employees

AUGUST 17, 1959.

Notice is hereby given that Union Electric Company ("Union"), a registered holding company, has filed a declaration and amendments thereto with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating sections 6(a) and 7 of the Act and Rule 50 promulgated thereunder as applicable to the following proposed transaction.

Union proposes to offer to the holders of its outstanding shares of common stock 1,036,602 shares of its presently authorized but unissued common stock ("Additional Common Stock"), par value $10 per share, on the basis of one share of Additional Common Stock for

See footnotes at end of document.

each ten shares of common stock held of record at the close of business on September 10, 1959, at a price per share ("Subscription Price") to be determined by Union's Board of Directors on or about September 9, 1959. Such price will be not less than 8 percent under the closing price per share of Union's common stock on the New York Stock Exchange on the date of such determination. It is expected that such offering will be made on or about September 11, 1959, and will expire on or about September 30, 1959. As soon as practicable after the necessary regulatory approvals, Union proposes to issue to its common stockholders transferable subscription warrants evidencing the right to subscribe to Additional Common Stock. No fractional shares will be issued, but rights evidenced by the subscription warrants may be bought or sold through banks and brokers. It is expected that such rights will be traded on the New York Stock Exchange. Union also expects to make arrangements with its subscription agents whereby a warrant holder may place an order for the purchase or sale of rights to round out his subscription to full shares or for the sale of all or a portion of the rights evidenced by his subscription warrant. The Hanover Bank has been selected as the New York Subscription Agent; St. Louis Union Trust Company (Union's St. Louis Transfer Agent), which will process routine subscriptions only, has been selected as the St. Louis Subscription Agent.

Union also proposes to offer to regular full-time employees (excluding elected officers) of Union and its subsidiaries, Missouri Power & Light Company and Missouri Edison Company, nontransferable privileges to subscribe, at the Subscription Price, for such of the shares of Additional Common Stock as are not subscribed for through exercise of the rights issued to stockholders. Employee subscriptions are to be limited to a maximum of one share for each full $10 of monthly salary or earnings based on a normal forty-hour week, but no subscription is to be for less than 10 nor more than 100 shares. Such subscriptions are to be allotted pro rata in the event there is insufficient Additional Common Stock available, except that no subscription will be reduced to less than ten shares. If the number of shares available should be insufficient to allot at least ten shares to each subscribing employee, the available shares will be allotted equally.

The offering of the Additional Common Stock is to be underwritten, and Union proposes to invite sealed written proposals, pursuant to Rule 50 promulgated under the Act, for the purchase, at the Subscription Price, of such shares of Additional Common Stock as are not subscribed for through the exercise of subscription warrants or through the exercise of employee subscription privileges.

The net proceeds from the sale of the Additional Common Stock, estimated by Union to amount to approximately $31,100,000, will provide funds to partially reimburse the company's treasury for capital expenditures heretofore made, to retire short-term bank loans, to finance in part the cost of continuing additions and improvements to its utility plant, and for other corporate purposes. It is expected that such short-term bank loans will aggregate approximately $28,000,000 by the time the Additional Common Stock is sold.

The fees and expenses to be incurred by Union in connection with the proposed transaction are estimated at $256,000, including printing and engraving expenses, $69,000; fees of subscription agents, $54,000; charges of transfer agents and registrars, $29,800; mailing of warrants and stock certificates, $14,000; fees and expenses of counsel for the company, $12,500; fees and expenses of accountants, $8,500; advertising expenses, $2,000; expenses incident to listing Additional Common Stock on the New York Stock Exchange, $8,000; out-of-pocket expenses of underwriters to be reimbursed by company (maximum), $1,000; and miscellaneous expenses, $14,490. The fees and expenses of counsel for the underwriters, which are to be filed by amendment, are to be paid by the successful bidders.

The declaration states that the Public Service Commission of Missouri and the Illinois Commerce Commission have jurisdiction over the issuance and sale of the Additional Common Stock and that no other State commission and no Federal commission, other than this Commission, has jurisdiction over the proposed transaction.

Notice is further given that any interested person may, not later than September 2, 1959, at 5:30 p.m., request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said filing which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D.C., At any time after said date, the declaration, as amended or as it may be further amended, may be permitted to become effective as provided in Rule 23 of the general rules and regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F.R. Doc. 59-6953; Filed, Aug. 20, 1959; 8:47 a.m.]

INTERSTATE COMMERCE COMMISSION

[Notice 173]

MOTOR CARRIER TRANSFER PROCEEDINGS

AUGUST 18, 1959.

Synopses of orders entered pursuant to section 212(b) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 179), appear below:

As provided in the Commission's special rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings within 20 days from the date of publication of this notice. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC 62244. By order of August 14, 1959, the Transfer Board approved the transfer to Phil's Express, Inc., South River, N.J., of Certificate in No. MC 15617, issued June 24, 1954, to Philip Hollander, Teddy Hollander, and Herman Shapanka, a partnership, doing business as Phil's Express, South River, N.J., authorizing the transportation of: Various commodities of a general commodity nature between specified points in Connecticut, Delaware, Maryland, New Jersey, New York, Pennsylvania, Rhode Island, and the District of Columbia. Herman B. J. Weckstein, 1060 Broad Street, Newark 2, N.J., and Simon A. Bahr, 22 Kirkpatrick Street, New Brunswick, N.J., for applicants.

No. MC-FC 62305. By order of August 17, 1959, the Transfer Board approved the transfer to Point Transfer, Inc., Canton, Ohio, of Certificate in No. MC 26063, issued September 11, 1951, to Donald K. Sutherland, doing business as Pearson & Howell, Beaver Falls, Pa. authorizing the transportation of: Household goods and general commodities, including household goods, excluding commodities in bulk and other specified commodities, between New Galilee, Pa., and points in Ohio and West Virginia; and general commodities, excluding household goods, commodities in bulk and other specified commodities between New Galilee, Pa., on the one hand, and, on the other points in Pennsylvania within 5 miles of New Galilee. George, Greek, King & McMahon, Attorneys at Law, 44 Broad Street, Columbus, Ohio, for applicants.

No. MC-FC 62416. By order of August 17, 1959, the Transfer Board approved the transfer to James H. Powers, Inc., Melbourne, Ia., of Certificates Nos. MC 112148 Sub 1, MC 112148 Sub 7, MC 112148 Sub 8, MC 112148 Sub 9, MC 112148 Sub 10, and MC 112148 Sub 13, issued November 23, 1955, January 18, 1956, July 20, 1956, September 17, 1957, January 20, 1959, and June 3, 1959, respectively to James H. Powers, Melbourne, Ia., authorizing the transportation of: Butter and eggs from specified points in N. Dak., S. Dak., to specified points in Ia., Nebr., and N.Y., and from Slater, Iowa to Buffalo, N.Y.; butter from Slater, Ia., to specified points in Ohio and N.Y.; canned goods and frozen foods from specified points in Mich. to specified points in N. Dak., and S. Dak.; fresh and frozen grape juice and canned tomato juice, tomato products, jams, jellies and preserves from specified points in Mich. to specified points in Minn., N. Dak., and S. Dak.; canned and

frozen foods from specified points in Mich. to specified points in Minn., N. Dak., and S. Dak.; frozen foods and canned goods from specified points in Mich. to specified points in Wis. and Minn.; wine in containers from Brocton, N.Y., to specified points in N. Dak., and S. Dak.; damaged, defective, rejected or returned shipments of wine in containers, from specified points in N. Dak. and S. Dak. to Brocton, N.Y.; and frozen fruits from specified points in N.Y. to specified points in Kans., and Mo., and from points in N.Y. and Pa. to specified points in Ia., Kansas, Mo. and Nebr., and from Elmira, N.Y., and Erie and North East, Pa., to Omaha, Nebr.; In No. MC–FC 62416A, The Transfer Board, by order of Aug. 17, 1959, also approved the transfer to James H. Powers, Inc., of the claimed rights of James H. Powers in No. MC–112148 Sub 11 to conduct operations under section 7 of the Transportation Act of 1958 in the transportation of frozen fruits, frozen berries and frozen vegetables from points in Minn., Nebr., N.Y., Pa. and Wis. to points in Ark, Ia., and Kans., Mich., Minn., Nebr., and N.Y., and substituted the former for the latter in that proceeding

In MC–FC 62416–B the Board substituted James H. Powers, Inc., for James H. Powers. William A. Landau, P.O. Box 1634, Des Moines, Iowa.

No. MC–FC 62338. By order of August 14, 1959, the Transfer Board approved the transfer to Stuart M. Smith and Edith M. Smith, a partnership, doing business as A. T. McCormick of Baltimore, Md., of Certificate No. MC 66650 issued June 28, 1957, to Edith M. Smith, doing business as A. T. McCormick, Baltimore, Md., authorizing the transportation of bakery products, from Philadelphia, Pa., to Wilmington, Del., and Baltimore, Md., and empty cartons therefor from Wilmington, Del., and Baltimore, Md., to Philadelphia, Pa.; and bakery products, except biscuits, crackers, and cookies, from Philadelphia, Pa., to Washington, D.C., and Walkersville and Hagerstown, Md. and empty cartons therefor from Washington, D.C., and Walkersville and Hagerstown, Md., to Philadelphia, Pa. Edith M. Smith, 3301 Norman Avenue, Baltimore 13, Md., for applicants.

[SEAL] HAROLD D. McCOY,
Secretary.

[F.R. Doc. 59–6959; Filed, Aug. 20, 1959; 8:49 a.m.]

[Rev. S.O. 562, Taylor's I.C.C. Order 106]

CHICAGO AND NORTH WESTERN RAILWAY CO.

Rerouting or Diversion of Traffic

In the opinion of Charles W. Taylor, Agent, the Chicago and North Western Railway Company, because of washout on its Lincoln and Superior Branch in Nebraska, is unable to transport traffic routed over its line.

It is ordered, That:

(a) Rerouting traffic: The Chicago and North Western Railway Company, and its connections, are hereby authorized to divert or reroute such traffic over any available route to expedite the movement, regardless of routing shown on the waybill. The billing covering all such cars rerouted shall carry a reference to this order as authority for the rerouting.

(b) Concurrence of receiving roads to be obtained: The railroad desiring to divert or reroute traffic under this order shall confer with the proper transportation officer of the railroad or railroads to which such traffic is to be diverted or rerouted, and shall receive the concurrence of such other railroads before the rerouting or diversion is ordered.

(c) Notification to shippers: The carrier rerouting cars in accordance with this order shall notify each shipper at the time each car is rerouted or diverted and shall furnish to such shipper the new routing provided under this order.

(d) Inasmuch as the diversion or rerouting of traffic by said Agent is deemed to be due to carrier's disability, the rates applicable to traffic diverted or rerouted by said Agent shall be the rates which were applicable at the time of shipments on the shipments as originally routed.

(e) In executing the directions of the Commission and of such Agent provided for in this order, the common carriers involved shall proceed even though no contracts, agreements, or arrangements now exist between them with reference to the divisions of the rates of transportation applicable to said traffic; divisions shall be, during the time this order remains in force, those voluntarily agreed upon by and between said carriers; or upon failure of the carriers to so agree, said divisions shall be those hereafter fixed by the Commission in accordance with pertinent authority conferred upon it by the Interstate Commerce Act.

(f) Effective date: This order shall become effective at 12:01 p.m., August 15, 1959.

(g) Expiration date: This order shall expire at 11:59 p.m., August 31, 1959, unless otherwise modified, changed, suspended or annulled.

It is further ordered, That this order shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement and by filing it with the Director, Office of the Federal Register.

Issued at Washington, D.C., August 15, 1959.

INTERSTATE COMMERCE COMMISSION,
CHARLES W. TAYLOR,
Agent.

[F.R. Doc. 59–6960; Filed, Aug. 20, 1959; 8:49 a.m.]

[No. 33161]

LEHIGH VALLEY RAILROAD

Increased Passenger Fares

In the matter of (1) assigning the time and place of hearing and (2) prescribing special rules of practice.

It appearing that on August 10, 1959, The Lehigh Valley Railroad Company filed a petition requesting this Commission to authorize it to increase all of its interstate passenger fares between points up to 100 miles apart by 60 percent, 100 and up to 200 miles apart by 50 percent, over 200 miles and up to 300 miles apart by 40 percent, and over 300 miles apart by 30 percent, provided that in no instance will the rate between any two points exceed the rate between two points which include them;

And it further appearing, that this proceeding has been docketed under the above number and title:

It is ordered, That this proceeding shall be subject to special rules of practice as follows:

(1) Petitioner shall file its evidence in chief in the form of verified statements and supporting exhibits on or before August 24, 1959 with three copies to this Commission and one copy to the Board of Public Utility Commissioners of the State of New Jersey, one copy to each of the parties listed below, and one copy to any other interested party on request in writing addressed to Mr. M. R. Warnock, Assistant General Counsel, Lehigh Valley R.R. Co., 143 Liberty Street, New York, N.Y.

(2) Protests against the proposed increases may be filed on or before September 10, 1959. Such protests should make reference to this proceeding by docket number and title, should state the grounds in support of the protests, and indicate in what respect the proposed increases are considered to be unlawful. Protests may be in letter form and an original only need be filed with this Commission, with copy to Mr. Warnock, representing the petitioner. Unless orally objected to on the record at the hearing provided in paragraph 5, these protests will be received in evidence.

(3) Evidence in behalf of groups or associations either in support of or against the proposed fares, including evidence dealing with the cost of service or other technical matters, must be submitted in the form of verified statements (affidavits), with or without exhibits attached, on or before September 10, 1959, with three (3) copies to this Commission, one copy to the New Jersey Board, two copies to Mr. Warnock, together with a copy to any other interested party requesting it.

(4) The Commission will take official notice of, and consider as part of the record in this proceeding, the annual, quarterly and monthly reports of the petitioner to this Commission for the period from 1946 to the date of the hearing.

Parties desiring to enter objection to the consideration of such documents, or any particular matter contained therein upon the ground of relevance or materiality, must orally enter such objection on the record at a timely stage of the hearing provided for in paragraph 5 hereof. The objection should specify the matter objected to and the reasons therefor.

(5) A hearing for the purpose of cross-examining witnesses who have filed verified statements and for the presentation of rebuttal evidence, if any, by petitioner,

will be held at Room 202, Federal Building, Allentown, Pa., beginning at 10:00 o'cock a.m., U.S. standard time (or 10:00 o'clock a.m., local daylight saving time, if that time is observed), on September 21, 1959, before Examiner Burton Fuller. Opportunity will also be given at this session for the presentation of oral testimony in suport of or in opposition to the proposed increased fares, by persons having an interest therein. In addition, an evening session for this purpose will be held at the Borough Office, Park Avenue, Flemington, N.J., beginning at 8:00 o'clock p.m., U.S. standard time (or 8:00 o'clock p.m. local daylight saving time, if that time is observed), on September 22, 1959.

And it is further ordered, That a copy of this order shall be served upon petitioner, the parties listed below, and a copy filed with the Board of Public Utility Commissioners, 1100 Raymond Boulevard, Newark, N.J., and with the Federal Register Division, Washington, D.C.

Dated at Washington, D.C., this 13th day of August A.D. 1959.

By the Commission, Acting Chairman Arpaia.

[SEAL] HAROLD D. McCOY, *Secretary.*

Lehigh Valley Passenger & Shippers Association, 29 Broadway, New York 6, N.Y.
Mayor of Allentown, Pa.
Mayor of Bethlehem, Pa.
Mayor of Easton, Pa.
Mayor of Ithaca, N.Y.
Hon. John H. Bigelow, City Solicitor, Hazleton, Pa.
Hon. John Bush, Mayor of Flemington, N.J.

[F. R. Doc. 59-6961; Filed, Aug. 20, 1959; 8:49 a.m.]

FOURTH SECTION APPLICATIONS FOR RELIEF

AUGUST 18, 1959.

Protests to the granting of an application must be prepared in accordance with Rule 40 of the general rules of practice (49 CFR 1.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

LONG-AND-SHORT HAUL

FSA No. 35627: *Rock salt from Morton, Ohio to eastern destinations.* Filed by O. E. Schultz, Agent (ER No. 2505), for interested rail carriers. Rates on salt, rock, in bulk, crushed or screened, in carloads from Morton, Ohio to points in Delaware, District of Columbia, Maine, Maryland, New Jersey, New York, Pennsylvania, and Virginia.

Grounds for relief: Market competition with Retsof and Ludlowville, N.Y.

Tariff: Supplement 5 to Traffic Executive Association-Eastern Railroads tariff I.C.C. C-19 (Hinsch series).

FSA No. 35628: *Petroleum and products between points in Texas.* Filed by Texas-Louisiana Freight Bureau, Agent (No. 364), for interested rail carriers. Rates on petroleum and petroleum products, in carloads between points in Texas over interstate routes through adjoining States.

Grounds for relief: Texas intrastate competition and short-line distance formula.

Tariff: Supplement 36 to Texas-Louisiana Freight Bureau tariff I.C.C. 890.

By the Commission.

HAROLD D. McCOY, *Secretary.*

[F.R. Doc. 59-6958; Filed, Aug. 20, 1959; 8:49 a.m.]

DEPARTMENT OF LABOR

Wage and Hour Division

LEARNER EMPLOYMENT CERTIFICATES

Issuance to Various Industries

Notice is hereby given that pursuant to section 14 of the Fair Labor Standards Act of 1938 (52 Stat. 1060, as amended, 29 U.S.C. 201 et seq.), the regulations on employment of learners (29 CFR Part 522), Administrative Order No. 485 (23 F.R. 200) and Administrative Order No. 507 (23 F.R. 2720), the firms listed in this notice have been issued special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rates otherwise applicable under section 6 of the Act. The effective and expiration dates, occupations, wage rates, number or proportion of learners, learning periods, and the principal product manufactured by the employer for certificates issued under general learner regulations (§§ 522.1 to 522.11) are as indicated below. Conditions provided in certificates issued under special industry regulations are as established in these regulations.

Apparel Industry Learner Regulations (29 CFR 522.1 to 522.11, as amended, and 29 CFR 522.20 to 522.24, as amended).

The following learner certificates were issued authorizing the employment of 10 percent of the total number of factory production workers for normal labor turnover purposes. The effective and expiration dates are indicated.

Baroness, Inc., 24 High Street, Womelsdorf, Pa.; effective 8-7-59 to 8-6-60 (women's and girls' blouses).

Elder Manufacturing Co., Ste. Genevieve, Mo.; effective 8-4-59 to 8-3-60 (boys' shirts and jackets).

Feldt Manufacturing Co., Inc., 106 East Hamilton Stamford, Tex.; effective 8-10-59 to 8-9-60 (men's, ladies' and boys' western shirts).

Hillsboro Garment Co., Inc., 666 School Street, Hillsboro, Ill.; effective 8-10-59 to 8-9-60 (women's and juniors' dresses).

Jasper Brassiere Co., Jasper, Ala.; effective 8-11-59 to 8-10-60 (brassieres).

Johnnye Manufacturing Co., 105 South Fourth Street, Albion, Ill.; effective 8-10-59 to 8-9-60 (ladies' dresses).

Kennebec Manufacturing Co., Inc., Northern Avenue, Gardiner, Maine; effective 8-6-59 to 8-5-60 (boys' pants).

Linden Manufacturing Co., Birdsboro, Pa.; effective 8-7-59 to 8-6-60 (ladies' and girls' blouses).

Linden Manufacturing Co., Newmanstown, Pa.; effective 8-7-59 to 8-6-60 (ladies' and girls' blouses).

Linden Manufacturing Co., Inc., 843 North Ninth Street, Reading, Pa.; effective 8-7-59 to 8-6-60 (ladies' and girls' blouses).

Linden Manufacturing Co., 24 High Street, Womelsdorf, Pa.; effective 8-7-59 to 8-6-60 (ladies' and girls' blouses).

Salem Garment Co., Inc., Salem, N.C.; effective 8-22-59 to 8-21-60 (women's wash dresses).

Saltillo Manufacturing Co., Inc., Saltillo, Tenn.; effective 8-15-59 to 8-14-60 (men's, boys' and juvenile sport shirts).

Henry I. Siegel Co., Inc., Outerwear and Jackets Dept., Bruceton, Tenn.; effective 8-10-59 to 8-9-60 (men's and boys' jackets).

Wright Manufacturing Co., 626 West Currahee Street, Toccoa, Ga.; effective 8-20-59 to 8-19-60 (men's and boys' cotton pants).

The following learner certificates were issued for normal labor turnover purposes. The effective and expiration dates and the number of learners authorized are indicated.

B. F. Davis Garment Co., Inc., 3000-2 Royal Street, New Orleans, La.; effective 8-11-59 to 8-10-60; 10 learners (men's work pants).

Elpern Manufacturing, Inc., 113 Summit Avenue, Hagerstown, Md.; effective 8-18-59 to 8-17-60; 10 learners (children's dresses).

Federalsburg Manufacturing Co., 106-110 Main Street, Federalsburg, Md.; effective 8-10-59 to 8-9-60; 10 learners (women's outerwear—dresses, carcoats).

Green Bay Specialty Co., 129 South Washington Street, Green Bay, Wis.; effective 8-11-59 to 8-10-60; five learners (men's, women's, and children's jeans, overalls, jackets, sport coats).

H & W Manufacturing Co., Inc., 875 Hickory Street, Peckville, Pa.; effective 8-5-59 to 8-4-60; 10 learners (women's dresses).

Horton Garment Co., 112 South Second Street, Atchison, Kans.; effective 8-18-59 to 8-17-60; 10 learners (juniors' and misses' dresses).

Providence Pants Manufacturing Co., 1915 North Main Avenue, Scranton, Pa.; effective 8-6-59 to 8-5-60; five learners (boys' dress pants).

Relda Apparel Manufacturing Co., 47 Main Street, Hughesville, Pa.; effective 8-6-59 to 8-5-60; 10 learners (women's street dresses).

Rose Marie, Inc., 117½ South Waco Street, Hillsboro, Tex.; effective 8-10-59 to 8-9-60; five learners. Learners may not be employed at special minimum wage rates in the production of separate skirts (women's and children's apparel, sportswear).

Snowdon, Inc., Osceola, Iowa; effective 8-10-59 to 8-9-60; five learners engaged in the production of women's lingerie made from woven fabric.

The following learner certificates were issued for plant expansion purposes. The effective and expiration dates and the number of learners authorized are indicated.

Cowden Manufacturing Co., 112 Hamilton Avenue, Lancaster, Ky.; effective 8-8-59 to 2-7-60; 20 learners (overalls and jackets).

Monticello Manufacturing Inc., South Warren Street, Monticello, Ga.; effective 8-10-59 to 2-9-60; 25 learners (men's and boys' pants).

Opportunity, Inc., Harllee Street, Marion, S.C.; effective 8-6-59 to 2-5-60; 50 learners. Learners may not be employed in production subject to the learner regulations for the knitted wear industry (replacement certificate) (under and outerwear garments).

Phoenix Apparel, Inc., 1019 Market Street, Wilmington, N.C.; effective 8-10-59 to 2-9-60; 20 learners. Learners may not be employed in the production of separate skirts (ladies' bathrobes, slacks, and shorts).

Jack Winter Manufacturing Corp., Marianna, Ark.; effective 8-4-59 to 2-3-60; 30 learners (men's slacks).

Glove Industry Learner Regulations (29 CFR 522.1 to 522.11, as amended, and 29 CFR 522.60 to 522.66, as amended).

St. Johnsbury Glovers, Inc., St. Johnsbury, Vt.; effective 8-11-59 to 8-10-60; 10 percent of the total number of factory production workers engaged in machine stitching for normal labor turnover purposes (ladies' knit fabric gloves).

Hosiery Industry Learner Regulations (29 CFR 522.1 to 522.11, as amended, and 29 CFR 522.40 to 522.44, as amended).

Bedington Hosiery Mill, Inc., Hickory, N.C.; effective 8-4-59 to 8-3-60; 5 percent of the total number of factory production workers for normal labor turnover purposes (seamless).

Ellis Hosiery Mills, Inc., Hickory, N.C.; effective 8-7-59 to 8-6-60; 5 percent of the total number of factory production workers for normal labor turnover purposes (seamless).

Stanly Knitting Mills, Inc., Oakboro, N.C.; effective 8-6-59 to 8-5-60; five learners for normal labor turnover purposes (full-fashioned, seamless).

Knitted Wear Industry Learner Regulations (29 CFR 522.1 to 522.11, as amended, and 29 CFR 522.30 to 522.35, as amended).

Hazlehurst Manufacturing Co., Vidalia Division, Vidalia, Ga.; effective 8-8-59 to 2-7-60; 15 learners for plant expansion purposes (women's underwear).

Junior Form Lingerie Corp., Route 601, Jerome, Pa.; effective 8-19-59 to 8-18-60; five learners for normal labor turnover purposes (women's sleepwear).

Marion Rohr Corp., 18 North Main Street, Hornell, N.Y.; effective 8-16-59 to 8-15-60; 5 percent of the total number of factory production workers for normal labor turnover purposes (ladies' underwear).

Snowdon, Inc., Osceola, Iowa; effective 8-10-59 to 8-9-60; 5 percent of the total number of factory production workers engaged in the production of women's lingerie made from knitted fabric.

Regulations Applicable to the Employment of Learners (29 CFR 522.1 to 522.11, as amended).

Palm Beach Co., Talladega, Ala.; effective 8-24-59 to 2-23-60; 5 percent of the total number of factory production workers for normal labor turnover purposes in the occupations of sewing machine operator, and final presser each for a learning period of 480 hours at the rates of at least 90 cents an hour for the first 280 hours and not less than 95 cents an hour for the remaining 200 hours (men's summer wash pants, shorts, and suit pants).

Palm Beach Co., Talladega, Ala.; effective 8-10-59 to 2-9-60; 50 learners for plant expansion purposes in the occupations of sewing machine operator, and final presser each for a learning period of 480 hours at the rates of at least 90 cents an hour for the first 280 hours and not less than 95 cents an hour for the remaining 200 hours (men's summer wash pants, shorts, and suit pants).

Pattonsburg Manufacturing Co., Pattonsburg, Mo.; effective 8-18-59 to 2-17-60; 5 percent of the total number of factory production workers for normal labor turnover purposes in the occupation of sewing machine operator for a learning period of 240 hours at the rate of 90 cents an hour (headwear).

Henry I. Siegel Co., Inc., Coats and Vests Dept., Bruceton, Tenn.; effective 8-10-59 to 2-9-60; 5 percent of the total number of factory production workers engaged in the production of men's and boys' clothing not subject to the regulations for the apparel industry as defined in § 522.21 in the occupations of sewing machine operating, final pressing, hand sewing, and finishing operations involving hand sewing, each for a learning period of 480 hours at the rates of not less than 90 cents an hour for the first 280 hours and not less than 95 cents an hour for the remaining 200 hours.

The following learner certificates were issued in Puerto Rico to the companies hereinafter named. The effective and expiration dates, learner rates, occupations, learning periods, and the number or proportion of learners authorized to be employed, are as indicated.

Ocean Knitwear Corp., Km. 34.4 and Modesto Sola Street No. 2, Caguas, P.R.; effective 7-6-59 to 1-5-60; 50 learners for plant expansion purposes in the occupations of: (1) sewing machine operators, and final pressing and folding each for a learning period of 480 hours at the rates of 54 cents an hour for the first 240 hours and 63 cents an hour for the remaining 240 hours; (2) final inspection of fully assembled garments for a learning period of 160 hours at the rate of 54 cents an hour (polo and sport knitted fabric shirts).

Puerto Rico Crafts Inc., No. 9 San Juan Street, Mayaguez, P.R.; effective 7-24-59 to 1-23-60; 25 learners for plant expansion purposes in the occupation of sewing machine operators for a learning period of 480 hours at the rates of 49 cents an hour for the first 240 hours and 57 cents an hour for the remaining 240 hours (girls' dresses).

Each learner certificate has been issued upon the representations of the employer which, among other things, were that employment of learners at subminimum rates is necessary in order to prevent curtailment of opportunities for employment, and that experienced workers for the learner occupations are not available. The certificates may be annulled or withdrawn, as indicated therein, in the manner provided in Part 528 of Title 29 of the Code of Federal Regulations. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within fifteen days after publication of this notice in the FEDERAL REGISTER pursuant to the provisions of 29 CFR 522.9.

Signed at Washington, D.C., this 12th day of August 1959.

ROBERT G. GRONEWALD,
Authorized Representative of the Administrator.

[F.R. Doc. 59-6952; Filed, Aug. 20, 1959; 8:47 a.m.]

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